

Ontario
Govt. P.



INDEX

LEGISLATIVE ASSEMBLY OF ONTARIO

THIRD SESSION OF THE TWENTY-SEVENTH PARLIAMENT

133116

PUBLIC BILLS

BILLS

AS INTRODUCED IN THE HOUSE

TOGETHER WITH

REPRINTS AND THIRD READINGS

SESSION

JANUARY 20th to APRIL 14th, 1965

and

APRIL 27th to JUNE 22nd, 1965

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OF ONTARIO

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PARLIAMENT

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January 20th to April 14th, 1965

and

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BILL Pr1

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Town of Lindsay

MR. HODGSON (Victoria)

(PRIVATE BILL)

BILL Pr1

1965

An Act respecting the Town of Lindsay

WHEREAS The Corporation of the Town of Lindsay ^{Preamble}
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it
is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. In this Act, ^{Interpre-}
^{tation}

- (a) "Lindsay" means The Corporation of the Town of Lindsay;
- (b) "municipality" means a town, village or township in the County of Victoria that is not separated therefrom for municipal purposes;
- (c) "vote" means a vote as a member of the council of The Corporation of the County of Victoria.

2.—(1) Subject to subsections 2, 3, 4, 5, 6 and 7, in addition to the votes provided for by subsection 2 of section 26 of *The Municipal Act*, ^{Votes for reeves and deputy reeves on county council}
^{R.S.O. 1960, c. 249}

- (a) where Lindsay has more than 2,000 electors but not more than 3,000 electors, the reeve shall have one vote and the deputy reeve shall have one vote;
- (b) where Lindsay has more than 3,000 electors but not more than 5,000 electors, the reeve shall have two votes and the deputy reeve shall have one vote;
- (c) where Lindsay has more than 5,000 electors but not more than 7,000 electors, the reeve shall have two votes and the deputy reeve shall have two votes;

- (d) where Lindsay has more than 7,000 electors but not more than 10,000 electors, the reeve shall have three votes and the deputy reeve shall have two votes;
- (e) where Lindsay has more than 10,000 electors but not more than 13,000 electors, the reeve shall have three votes and the deputy reeve shall have three votes;
- (f) where Lindsay has more than 13,000 electors but not more than 17,000 electors, the reeve shall have four votes and the deputy reeve shall have three votes;
- (g) where Lindsay has more than 17,000 electors, the reeve shall have four votes and the deputy reeve shall have four votes.

Maximum
votes for
Lindsay

(2) The total of the votes of the representatives of Lindsay shall not exceed the total of the votes of the representatives of the other municipalities.

Vote
deferred

(3) When by reason of an increase in the number of electors in Lindsay a representative would, but for subsection 2, be entitled to an additional vote, such additional vote shall be deferred until such time as one of the representatives of one of the other municipalities becomes entitled to an additional vote.

When
representa-
tive entitled
to additional
vote

R.S.O. 1960,
c. 249

(4) If one or more of the representatives of Lindsay are entitled, but for subsection 2, to one or more additional votes at a time when one of the representatives of the other municipalities becomes entitled to an additional vote under *The Municipal Act*, the representative of Lindsay who first became entitled to an additional vote shall receive the vote.

Determina-
tion of repre-
sentative
entitled to
additional
vote

(5) If it cannot be ascertained which representative first became entitled to an additional vote for the purpose of subsection 4, the representative of the municipality that has the greatest number of electors in excess of the number of electors that entitled the representative to the additional vote shall receive the vote.

Reduction
in votes

(6) In the case of a reduction in the total of the votes of the representatives of the other municipalities, the total of the votes of the representatives of Lindsay shall be reduced to a number equal to the new total of the votes of the representatives of the other municipalities by dropping the proper number of votes most recently acquired under subsection 1.

Idem

(7) For the purposes of subsection 6, votes shall be deemed to have been acquired in the order in which they would have been acquired if this Act had always been in force.

3.—(1) Subsection 2 of section 33 of *The Municipal Act* ^{How number of electors determined} applies to section 2.

(2) The clerk of each municipality shall make the return ^{Certificate of clerk} prescribed by subsection 3 of section 33 of *The Municipal Act* ^{R.S.O. 1960, c. 249} whether or not the municipality has fewer than 10,000 electors, and subsection 4 of the said section 33 applies.

4. Members who have additional votes in council by ^{Votes in committee} virtue of subsection 2 of section 26 of *The Municipal Act* or this Act shall, as members of the committee of the whole of the council of The Corporation of the County of Victoria, have the same number of additional votes in such committee.

5. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

6. This Act may be cited as *The Town of Lindsay Act, 1965*. ^{Short title}

An Act respecting
the Town of Lindsay

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. HODGSON (Victoria)

(Private Bill)

BILL Pr2

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting Owen Sound General and Marine Hospital

MR. SARGENT

(PRIVATE BILL)

BILL Pr2

1965

An Act respecting Owen Sound General and Marine Hospital

WHEREAS Owen Sound General and Marine Hospital ^{Preamble}
by its petition has represented that prior to the 30th day of April, 1891, a group of citizens of the then Town of Owen Sound and environs formed an association known as The Owen Sound General and Marine Hospital Trust, that the association proceeded to solicit subscriptions for funds to acquire a site for, and to erect and maintain, a hospital to heal the sick, that it is recited in the earliest records of the association that Owen Sound General and Marine Hospital was duly incorporated on the 30th day of April, 1891, under the provisions of *An Act respecting Benevolent, Provident and other Societies*, being chapter 172 of the Revised Statutes of Ontario, 1887, that under the provisions of such Act one of the requirements for incorporation is the filing of a declaration either with the Provincial Registrar or the Clerk of the Peace in the county where the association is to hold its annual and general meetings, that no copy of the declaration required by such Act to be so filed can be found nor can any record of filing as aforesaid be located, and that on the original seal appears the following: "Owen Sound General and Marine Hospital Heal the Sick Incorporated 1891"; and whereas the petitioner has prayed for special legislation to confirm the corporate existence of Owen Sound General and Marine Hospital as of the 30th day of April, 1891; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Owen Sound General and Marine Hospital shall be conclusively deemed to have been incorporated without share capital under the laws of the Province of Ontario as of the 30th day of April, 1891, to erect, maintain and operate a hospital to heal the sick, with its head office at the City of Owen Sound in the County of Grey in the Province of Ontario. <sup>Corporate
existence
confirmed</sup>

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Owen Sound General and Marine Hospital Act, 1965*.

An Act respecting
Owen Sound General and Marine Hospital

1st Reading

2nd Reading

3rd Reading

MR. SARGENT

(Private Bill)

BILL Pr2

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting Owen Sound General and Marine Hospital

MR. SARGENT

BILL Pr2

1965

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An Act respecting
Owen Sound General and Marine Hospital

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. SARGENT

BILL Pr3

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting The Royal Canadian Legion

MR. JOHNSTON (Carleton)

(PRIVATE BILL)

BILL Pr3

1965

An Act respecting The Royal Canadian Legion

WHEREAS The Royal Canadian Legion by its petition Preamble
has represented that it was incorporated by *An Act to incorporate The Canadian Legion of the British Empire Service League*, being chapter 84 of the Statutes of Canada, 1948, herein called the Act of Incorporation, which was amended by *An Act respecting The Canadian Legion*, being chapter 83 of the Statutes of Canada, 1960-61; that The Royal Canadian Legion is composed of a number of constituent or subordinate branches, each of which is an autonomous body, and also of a number of commands among which are the Ontario Command, the Dominion Command and certain branches operating within Ontario forming part of the Manitoba and North-western Ontario Provincial Command; and that by the Act of Incorporation branches and commands of The Royal Canadian Legion may hold, possess or acquire by purchase, lease, exchange, donation, devise, bequest, endowment or otherwise any real or immovable property necessary or useful for the carrying out of its purposes or objects, and may sell, lease, mortgage, pledge, hypothecate or alienate such property in any manner; and whereas the petitioner has prayed that an Act be passed for the purpose of regulating in Ontario the holding of real property by such commands and branches; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Ontario Command of The Royal Canadian Legion and those duly constituted branches of the Manitoba and Northwestern Ontario Provincial Command operating within Ontario, and the Dominion Command and every duly constituted branch of The Royal Canadian Legion within Ontario, may hold, possess or acquire by purchase, lease, exchange, donation, devise, bequest, endowment or otherwise any real property necessary or useful for the carrying out of their respective purposes and objects, and may sell, lease, mortgage, pledge, hypothecate or alienate such property, or any part of it, in any manner. Power of commands and branches to hold property

Registration
of property
of commands
and branches

2.—(1) The real property of a command or a duly constituted branch of The Royal Canadian Legion in Ontario may be registered in the proper registry or land titles office in the name of such command or branch.

Names of
commands
and branches

(2) The names of the commands shall be as set out in section 1, and the name of each duly constituted branch shall be the name appearing in its charter issued by the Dominion Command.

Registration
of certi-
ficate, as to
constitution
of branch

3.—(1) The President and the Secretary for the time being of any such command or branch may register in the proper registry or land titles office a certificate, signed by each of them under the seal of the command or branch, as the case may be, that such command or branch of The Royal Canadian Legion within Ontario has been duly constituted as a command or branch of The Royal Canadian Legion and is in good standing, and thereupon the command or branch shall have and be entitled to all the rights, powers and privileges as are herein conferred upon such command or branch of The Royal Canadian Legion.

as to
suspension
of branch

(2) Where, pursuant to the Act of Incorporation, the charter or powers of any branch of The Royal Canadian Legion operating within Ontario are suspended, the President and the Secretary for the time being of the Dominion Command, the Ontario Command or the Manitoba and Northwestern Ontario Provincial Command may register in the proper registry or land titles office a certificate, signed by each of them under the seal of the command, that the branch has been suspended, and thereupon the real property held in the name of the branch vests in the command, and, where the real property is registered under *The Land Titles Act*, the master of titles shall enter the command as the owner of the real property.

R.S.O. 1960,
c. 204

Seal

4. Every command and branch operating within Ontario shall have an official seal of such design as may be determined by the Dominion Command of The Royal Canadian Legion.

Signatures

5. All deeds, bonds, mortgages, transfers, assurances, conveyances, contracts and other instruments with respect to real property shall be executed under the seal of the command or duly constituted branch attested by the signatures of the President and the Secretary for the time being of the command or branch.

Instruments
to refer to
Act

6. Every certificate under this Act and every instrument under which real property or an interest therein is vested in or acquired by a command or a duly constituted branch of The Royal Canadian Legion shall include a reference to this Act.

7. This Act comes into force on the day it receives Royal ^{Commence-}
Assent._{ment}

8. This Act may be cited as *The Royal Canadian Legion* ^{Short title}
Act, 1965.

An Act respecting
The Royal Canadian Legion

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. JOHNSTON (Carleton)

(Private Bill)

BILL Pr3

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting The Royal Canadian Legion

MR. JOHNSTON (Carleton)

BILL Pr3

1965

An Act respecting The Royal Canadian Legion

WHEREAS The Royal Canadian Legion by its petition ^{Preamble} has represented that it was incorporated by *An Act to incorporate The Canadian Legion of the British Empire Service League*, being chapter 84 of the Statutes of Canada, 1948, herein called the Act of Incorporation, which was amended by *An Act respecting The Canadian Legion*, being chapter 83 of the Statutes of Canada, 1960-61; that The Royal Canadian Legion is composed of a number of constituent or subordinate branches, each of which is an autonomous body, and also of a number of commands among which are the Ontario Command, the Dominion Command and certain branches operating within Ontario forming part of the Manitoba and North-western Ontario Provincial Command; and that by the Act of Incorporation branches and commands of The Royal Canadian Legion may hold, possess or acquire by purchase, lease, exchange, donation, devise, bequest, endowment or otherwise any real or immovable property necessary or useful for the carrying out of its purposes or objects, and may sell, lease, mortgage, pledge, hypothecate or alienate such property in any manner; and whereas the petitioner has prayed that an Act be passed for the purpose of regulating in Ontario the holding of real property by such commands and branches; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Ontario Command of The Royal Canadian Legion and those duly constituted branches of the Manitoba and Northwestern Ontario Provincial Command operating within Ontario, and the Dominion Command and every duly constituted branch of The Royal Canadian Legion within Ontario, may hold, possess or acquire by purchase, lease, exchange, donation, devise, bequest, endowment or otherwise any real property necessary or useful for the carrying out of their respective purposes and objects, and may sell, lease, mortgage, pledge, hypothecate or alienate such property, or any part of it, in any manner. ^{Power of commands and branches to hold property}

Registration
of property
of commands
and branches

2.—(1) The real property of a command or a duly constituted branch of The Royal Canadian Legion in Ontario may be registered in the proper registry or land titles office in the name of such command or branch.

Names of
commands
and branches

(2) The names of the commands shall be as set out in section 1, and the name of each duly constituted branch shall be the name appearing in its charter issued by the Dominion Command.

Registration
of certi-
ficate, as to
constitution
of branch

3.—(1) The President and the Secretary for the time being of any such command or branch may register in the proper registry or land titles office a certificate, signed by each of them under the seal of the command or branch, as the case may be, that such command or branch of The Royal Canadian Legion within Ontario has been duly constituted as a command or branch of The Royal Canadian Legion and is in good standing, and thereupon the command or branch shall have and be entitled to all the rights, powers and privileges as are herein conferred upon such command or branch of The Royal Canadian Legion.

as to
suspension
of branch

(2) Where, pursuant to the Act of Incorporation, the charter or powers of any branch of The Royal Canadian Legion operating within Ontario are suspended, the President and the Secretary for the time being of the Dominion Command, the Ontario Command or the Manitoba and Northwestern Ontario Provincial Command may register in the proper registry or land titles office a certificate, signed by each of them under the seal of the command, that the branch has been suspended, and thereupon the real property held in the name of the branch vests in the command, and, where the real property is registered under *The Land Titles Act*, the master of titles shall enter the command as the owner of the real property.

R.S.O. 1960,
c. 204

Seal

4. Every command and branch operating within Ontario shall have an official seal of such design as may be determined by the Dominion Command of The Royal Canadian Legion.

Signatures

5. All deeds, bonds, mortgages, transfers, assurances, conveyances, contracts and other instruments with respect to real property shall be executed under the seal of the command or duly constituted branch attested by the signatures of the President and the Secretary for the time being of the command or branch.

Instruments
to refer to
Act

6. Every certificate under this Act and every instrument under which real property or an interest therein is vested in or acquired by a command or a duly constituted branch of The Royal Canadian Legion shall include a reference to this Act.

7. This Act comes into force on the day it receives Royal ^{Commence-}
Assent._{ment}

8. This Act may be cited as *The Royal Canadian Legion* ^{Short title}
Act, 1965.

An Act respecting
The Royal Canadian Legion

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. JOHNSTON (Carleton)

BILL Pr4

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Academy Theatre Foundation

MR. HODGSON (Victoria)

(PRIVATE BILL)

BILL Pr4 **1965**

An Act respecting the Academy Theatre Foundation

WHEREAS the Academy Theatre Foundation, a cor-^{Preamble}
poration incorporated under the laws of the Province
of Ontario, by its petition has prayed for special legislation to
provide that certain of its lands, buildings, equipment and
undertaking be exempt from all municipal taxation, except
for local improvements; and whereas it is expedient to grant
the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1.—(1) The council of The Corporation of the Town of^{Tax exemption}
Lindsay may pass by-laws exempting from taxes for municipal
or school purposes, or both, other than local improvement
rates, the land, as defined in *The Assessment Act*, of the<sup>R.S.O. 1960,
c. 23</sup>
Academy Theatre Foundation, comprising the Academy
Theatre situate on the southeast corner of Lindsay Street and
Kent Street, Lindsay, which lands are more particularly
described in the Schedule hereto, provided that the land is
owned or leased by the Foundation and occupied by, used
solely and carried on for the purposes of the Foundation, on
such conditions as may be set out in the by-law.

(2) The council may by by-law cancel all arrears of taxes<sup>Cancellation
of tax
arrears</sup>
and any interest or penalties thereon from the period from
October 1, 1963, until the day this Act comes into force,
levied by the Town of Lindsay in respect of such lands, and
release the Foundation and its property from all liability
therefor.

2. This Act comes into force on the day it receives Royal<sup>Commence-
ment</sup>
Assent.

3. This Act may be cited as *The Academy Theatre Founda- Short title
tion Act, 1965.*

SCHEDULE

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Town of Lindsay, in the County of Victoria and Province of Ontario, being composed of part of Britton's Block, being part of Lot 20 in the 6th Concession of the Township of Ops, now in the Town of Lindsay, being that area shown outlined in red on the plan attached to registered deed Number 71802 and being more particularly described as follows:

COMMENCING at the north-west angle of said Lot 20;

THENCE Southerly along the westerly limit of said lot, being the easterly limit of Lindsay Street in said Town, 56.57 feet to the south-west angle of that parcel and part of said lot described in Registered Instrument Number 17672, said angle being at the point of intersection of the said easterly limit of Lindsay Street with the westerly production of the southerly face of the southerly brick wall of the building standing on the herein-described parcel;

THENCE Easterly along said production to and along said face of wall to intersection with the westerly limit of Lot 1 North of Ridout Street at a point on said limit distant southerly thereon 56.04 feet from the north-west angle of said Lot 1, said intersection being the south-east angle of said parcel described in said instrument;

THENCE Northerly along the said westerly limit of Lot 1, 56.04 feet to the said north-west angle;

THENCE Westerly along the southerly limit of Kent Street East 132.06 feet to the point of commencement.

TOGETHER WITH the use of a right of way 10 feet in width extending along the southerly limit of the said herein-described parcel in common with the owners and occupants of the parcel of land lying immediately to the south of said right of way.

An Act respecting
the Academy Theatre Foundation

1st Reading

2nd Reading

3rd Reading

MR. HODGSON (Victoria)

(*Private Bill*)

BILL Pr5

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting The Community Chest of St. Catharines & District, Inc.

MR. WELCH

(PRIVATE BILL)

BILL Pr5

1965

An Act respecting The Community Chest of St. Catharines & District, Inc.

WHEREAS The Community Chest of St. Catharines ^{Preamble} & District, Inc. by its petition has represented that it was incorporated as a corporation without share capital under *The Companies Act* by letters patent dated the 23rd day of October, 1953; and whereas the petitioner has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The name of The Community Chest of St. Catharines ^{Change of name} & District, Inc. is hereby changed to The United Fund of St. Catharines & District, Inc.
2. The number of directors of The United Fund of St. ^{Directors} Catharines & District, Inc. is hereby increased to thirty.
3. The United Fund of St. Catharines & District, Inc. may ^{Notice of meetings} give notice of meetings of its members by publication of notices in such manner as the by-laws of the corporation may provide.
4. This Act comes into force on the day it receives Royal ^{Commence-ment} Assent.
5. This Act may be cited as *The United Fund of St. Catharines & District, Inc. Act, 1965*. ^{Short title}

An Act respecting The Community Chest
of St. Catharines & District, Inc.

1st Reading

2nd Reading

3rd Reading

MR. WELCH

(*Private Bill*)

BILL Pr5

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting The Community Chest of St. Catharines & District, Inc.

MR. WELCH

(Reprinted as amended by the Committee on Private Bills)

BILL Pr5

1965

**An Act respecting The Community Chest
of St. Catharines & District, Inc.**

WHEREAS The Community Chest of St. Catharines ^{Preamble} & District, Inc. by its petition has represented that it was incorporated as a corporation without share capital under *The Companies Act* by letters patent dated the 23rd day of ^{R.S.O. 1950, c. 59} October, 1953; and whereas the petitioner has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.** The name of The Community Chest of St. Catharines ^{Change of name} & District, Inc. is hereby changed to The United Fund of St. Catharines & District, Inc.
- 2.** The number of directors of The United Fund ^{Directors} of St. Catharines & District, Inc. is hereby increased to thirty.
- 3.** This Act comes into force on the day it receives Royal <sup>Commence-
ment</sup> Assent.
- 4.** This Act may be cited as *The United Fund of St. Catharines & District, Inc. Act, 1965.* ^{Short title}

An Act respecting The Community Chest
of St. Catharines & District, Inc.

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. WELCH

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr5

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting The Community Chest of St. Catharines & District, Inc.

MR. WELCH

BILL Pr5

1965

**An Act respecting The Community Chest
of St. Catharines & District, Inc.**

WHEREAS The Community Chest of St. Catharines & District, Inc. by its petition has represented that it was incorporated as a corporation without share capital under *The Companies Act* by letters patent dated the 23rd day of October, 1953; and whereas the petitioner has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

R.S.O. 1950,
c. 59

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The name of The Community Chest of St. Catharines & District, Inc. is hereby changed to The United Fund of St. Catharines & District, Inc.

Change of
name

2. The number of directors of The United Fund of St. Catharines & District, Inc. is hereby increased to thirty.

Directors

3. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

4. This Act may be cited as *The United Fund of St. Catharines & District, Inc. Act, 1965*.

Short title

An Act respecting The Community Chest
of St. Catharines & District, Inc.

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. WELCH

BILL Pr6

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act to incorporate The Ontario Speech and Hearing Association

MR. PRICE

(PRIVATE BILL)

BILL Pr6 1965

An Act to incorporate The Ontario Speech and Hearing Association

WHEREAS the persons named in section 2 by their Preamble
petition have represented that they, together with the other members of an unincorporated association called The Ontario Speech and Hearing Association, herein called the unincorporated association, are desirous of being incorporated under the name of "The Ontario Speech and Hearing Association", herein called the Association, for the purposes of increasing the knowledge, skill and proficiency of the members of the Association in the field of speech pathology and audiology, of establishing and maintaining a high standard of ethical practice and research for the members of the Association and of carrying out the objects of the Association; and whereas the petitioners have prayed that special legislation be passed for such purposes; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpre-
tation

- (a) "audiologist" means a person engaged in the practice of audiology;
- (b) "audiology" means the assessment, diagnosis, examination and treatment of and research in disorders of hearing;
- (c) "speech pathology" means the assessment, diagnosis, examination and treatment of and research in disorders of speech, voice and language formulation;
- (d) "speech therapist" and "speech pathologist" mean a person engaged in the practice of speech pathology.

Association
incorporated

2. Elizabeth Bowie, Margaret Stoicheff, Joseph V. Klein and Anthony Bowie, all of the City of Toronto in the County of York, and all other persons who on the day this Act comes into force are members in good standing of the unincorporated association and such persons as may hereafter become members of the Association, are hereby constituted a body corporate and politic under the name "The Ontario Speech and Hearing Association".

Head office

3. The head office of the Association shall be at the City of Toronto, in the County of York, until changed by special resolution under *The Corporations Act*.

R.S.O. 1960,
c. 71

Objects

4. The objects of the Association are to increase the knowledge, skill and proficiency of its members, to establish a high standard of ethical practice and research for its members, to increase the dissemination of information about speech pathology and audiology, and to encourage and promote the advancement of standards of training in speech pathology and audiology.

Membership

5.—(1) Any person who is of the full age of twenty-one years or more and provides satisfactory evidence of good character may, in accordance with the by-laws of the Association, be admitted to membership in the Association,

- (a) if he holds a Master's degree granted by a university in Ontario in speech pathology or audiology or in a field that, in the opinion of the Executive Council, is directly related to either of them; or
- (b) if he holds a degree or a diploma granted by any university, whether in Canada or elsewhere, that, in the opinion of the Executive Council, is equivalent to the degree required under clause *a*; or
- (c) if he holds membership in good standing in a professional speech and hearing association having standards for admission to membership that, in the opinion of the Executive Council, are equivalent to those required under clause *a*; or
- (d) if he is a resident of Ontario who, within one year after the day this Act comes into force, files an application in that behalf with the Executive Council and satisfies the Executive Council that, by reason of experience, training or examination, he possesses qualifications equivalent to those required for the degree required under clause *a*.

(2) No corporation, partnership or association of persons shall be registered as a member of the Association. Corporation registration prohibited

6.—(1) The Association may acquire by purchase, lease, gift, devise, bequest or otherwise and hold real and personal property for its objects, and may alienate, exchange, lease, mortgage or otherwise dispose of such real and personal property or any part thereof as occasion may require. Real and personal property

(2) The Executive Council may pass by-laws providing that, upon the dissolution of the Association and after payment of all debts and liabilities, any remaining property of the Association or any part thereof may be distributed or disposed of among charitable, professional or educational organizations or among organizations whose objects are beneficial to the community. Distribution of property on dissolution

(3) No by-law enacted under subsection 2 is effective until it has been confirmed by two-thirds of the votes cast at a general meeting of members duly called for that purpose. Idem

7.—(1) A president, vice-president, secretary and treasurer shall be elected by the members of the Association from among their number for such terms and in such manner as the by-laws provide, and the Executive Council may elect or appoint such other officers for such terms and in such manner as the by-laws provide. Officers

(2) The same person may hold more than one office. Holding of two offices

8.—(1) There shall be a council of the Association, herein called the Executive Council, which shall control and manage the affairs of the Association. Executive Council

(2) The Executive Council shall consist of the President, Vice-President, Secretary and Treasurer of the Association and not fewer than five and not more than eleven other members as the by-laws prescribe, all of whom shall be elected for such term, and in such manner as the by-laws provide. Constitution

(3) In the case of the death, resignation or incapacity of any member of the Executive Council, the office may be declared vacant by the Executive Council, and the Executive Council may fill the vacancy in such manner as the by-laws provide, and absence from three consecutive meetings may be treated by the Executive Council as incapacity. Vacancies

(4) At any meeting of the Executive Council, five members of the Executive Council constitute a quorum. Quorum

Continuation (5) The members of the executive council and officers of the unincorporated association at the time this Act comes into force shall constitute the members of the Executive Council and officers of the Association, and shall hold office for one year after the day this Act comes into force unless their successors are sooner elected or appointed as this Act or the by-laws provide.

By-laws

9.—(1) The Executive Council may pass by-laws,

- (a) prescribing the number and the terms of office of the members of the Executive Council;
- (b) providing for the election of the members of the Executive Council and for the filling of vacancies thereon;
- (c) providing for the election or appointment of officers of the Association and prescribing their powers and duties;
- (d) providing for the remuneration and reimbursement of members of the Executive Council and of the officers and employees of the Association;
- (e) prescribing the notice, time, place, procedure and order of business of meetings of the members and of the Executive Council;
- (f) providing for the management of any real or personal property of the Association, including the investment of any money not immediately required for the purposes of the Association in securities in which trust moneys may be invested by law;
- (g) prescribing a code of ethics to govern the discipline, conduct and control of members and associates;
- (h) providing for the keeping of books and records of the Association and the auditing thereof;
- (i) instituting and providing means for increasing the knowledge and skill of the members, and for maintaining a high standard of professional ethics for members and associates;
- (j) providing for the establishment and operation of committees;
- (k) respecting the admission and expulsion of members;

- (l) providing for and prescribing the terms and conditions upon which persons may become honorary members and associates of the Association;
- (m) prescribing fees for members and associates;
- (n) establishing a tariff of suggested charges for services by members to their patients for the guidance of members;
- (o) respecting any other matter deemed necessary or advisable relative to the affairs, business and property of the Association, its management, government, aims, objects and interests.

(2) A by-law passed under subsection 1, unless in the meantime confirmed at a general meeting of members duly called for that purpose, is effective only until the next annual meeting of members unless confirmed thereat, and, if the by-law is not confirmed thereat, it ceases to have effect, and no by-law of the same or like substance passed thereafter is effective until confirmed at a general meeting of members. ^{Approval of by-laws}

10. Associates and honorary members shall have and enjoy all the rights and privileges of members, other than the right to vote upon any question before the Association and the right to hold office in the Association. ^{Rights of associates, etc.}

11. Nothing in this Act affects the practice of any profession or calling by any person practising the same under any general or special Act, and nothing in this Act or the by-laws passed by the Executive Council pursuant to this Act shall be taken or deemed to relieve any person from compliance with any general or special Act relating to the practice of any profession or calling. ^{Application of Act}

12. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

13. This Act may be cited as *The Ontario Speech and Hearing Association Act, 1965*. ^{Short title}

An Act to incorporate The Ontario
Speech and Hearing Association

1st Reading

2nd Reading

3rd Reading

MR. PRICE

(Private Bill)

BILL Pr6

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act to incorporate The Ontario Speech and Hearing Association

MR. PRICE

BILL Pr6 1965**An Act to incorporate
The Ontario Speech and Hearing Association**

WHEREAS the persons named in section 2 by their Preamble
petition have represented that they, together with the
toher members of an unincorporated association called The
Ontario Speech and Hearing Association, herein called the
unincorporated association, are desirous of being incorporated
under the name of "The Ontario Speech and Hearing Associa-
tion", herein called the Association, for the purposes of
increasing the knowledge, skill and proficiency of the members
of the Association in the field of speech pathology and audio-
logy, of establishing and maintaining a high standard of
ethical practice and research for the members of the Associa-
tion and of carrying out the objects of the Association; and
whereas the petitioners have prayed that special legislation
be passed for such purposes; and whereas it is expedient to
grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. In this Act,**Interpre-
tation**

- (a) "audiologist" means a person engaged in the practice of audiology;
- (b) "audiology" means the assessment, diagnosis, examination and treatment of and research in disorders of hearing;
- (c) "speech pathology" means the assessment, diagnosis, examination and treatment of and research in disorders of speech, voice and language formulation;
- (d) "speech therapist" and "speech pathologist" mean a person engaged in the practice of speech pathology.

Association
incorporated

2. Elizabeth Bowie, Margaret Stoicheff, Joseph V. Klein and Anthony Bowie, all of the City of Toronto in the County of York, and all other persons who on the day this Act comes into force are members in good standing of the unincorporated association and such persons as may hereafter become members of the Association, are hereby constituted a body corporate and politic under the name "The Ontario Speech and Hearing Association".

Head office

3. The head office of the Association shall be at the City of Toronto, in the County of York, until changed by special resolution under *The Corporations Act*.

R.S.O. 1960,
c. 71

Objects

4. The objects of the Association are to increase the knowledge, skill and proficiency of its members, to establish a high standard of ethical practice and research for its members, to increase the dissemination of information about speech pathology and audiology, and to encourage and promote the advancement of standards of training in speech pathology and audiology.

Membership

5.—(1) Any person who is of the full age of twenty-one years or more and provides satisfactory evidence of good character may, in accordance with the by-laws of the Association, be admitted to membership in the Association,

- (a) if he holds a Master's degree granted by a university in Ontario in speech pathology or audiology or in a field that, in the opinion of the Executive Council, is directly related to either of them; or
- (b) if he holds a degree or a diploma granted by any university, whether in Canada or elsewhere, that, in the opinion of the Executive Council, is equivalent to the degree required under clause *a*; or
- (c) if he holds membership in good standing in a professional speech and hearing association having standards for admission to membership that, in the opinion of the Executive Council, are equivalent to those required under clause *a*; or
- (d) if he is a resident of Ontario who, within one year after the day this Act comes into force, files an application in that behalf with the Executive Council and satisfies the Executive Council that, by reason of experience, training or examination, he possesses qualifications equivalent to those required for the degree required under clause *a*.

(2) No corporation, partnership or association of persons shall be registered as a member of the Association. Corporation registration prohibited

6.—(1) The Association may acquire by purchase, lease, gift, devise, bequest or otherwise and hold real and personal property for its objects, and may alienate, exchange, lease, mortgage or otherwise dispose of such real and personal property or any part thereof as occasion may require. Real and personal property

(2) The Executive Council may pass by-laws providing that, upon the dissolution of the Association and after payment of all debts and liabilities, any remaining property of the Association or any part thereof may be distributed or disposed of among charitable, professional or educational organizations or among organizations whose objects are beneficial to the community. Distribution of property on dissolution

(3) No by-law enacted under subsection 2 is effective until it has been confirmed by two-thirds of the votes cast at a general meeting of members duly called for that purpose. Idem

7.—(1) A president, vice-president, secretary and treasurer shall be elected by the members of the Association from among their number for such terms and in such manner as the by-laws provide, and the Executive Council may elect or appoint such other officers for such terms and in such manner as the by-laws provide. Officers

(2) The same person may hold more than one office. Holding of two offices

8.—(1) There shall be a council of the Association, herein called the Executive Council, which shall control and manage the affairs of the Association. Executive Council

(2) The Executive Council shall consist of the President, Vice-President, Secretary and Treasurer of the Association and not fewer than five and not more than eleven other members as the by-laws prescribe, all of whom shall be elected for such term, and in such manner as the by-laws provide. Constitution

(3) In the case of the death, resignation or incapacity of any member of the Executive Council, the office may be declared vacant by the Executive Council, and the Executive Council may fill the vacancy in such manner as the by-laws provide, and absence from three consecutive meetings may be treated by the Executive Council as incapacity. Vacancies

(4) At any meeting of the Executive Council, five members of the Executive Council constitute a quorum. Quorum

Continuation (5) The members of the executive council and officers of the unincorporated association at the time this Act comes into force shall constitute the members of the Executive Council and officers of the Association, and shall hold office for one year after the day this Act comes into force unless their successors are sooner elected or appointed as this Act or the by-laws provide.

By-laws

9.—(1) The Executive Council may pass by-laws,

- (a) prescribing the number and the terms of office of the members of the Executive Council;
- (b) providing for the election of the members of the Executive Council and for the filling of vacancies thereon;
- (c) providing for the election or appointment of officers of the Association and prescribing their powers and duties;
- (d) providing for the remuneration and reimbursement of members of the Executive Council and of the officers and employees of the Association;
- (e) prescribing the notice, time, place, procedure and order of business of meetings of the members and of the Executive Council;
- (f) providing for the management of any real or personal property of the Association, including the investment of any money not immediately required for the purposes of the Association in securities in which trust moneys may be invested by law;
- (g) prescribing a code of ethics to govern the discipline, conduct and control of members and associates;
- (h) providing for the keeping of books and records of the Association and the auditing thereof;
- (i) instituting and providing means for increasing the knowledge and skill of the members, and for maintaining a high standard of professional ethics for members and associates;
- (j) providing for the establishment and operation of committees;
- (k) respecting the admission and expulsion of members;

- (l) providing for and prescribing the terms and conditions upon which persons may become honorary members and associates of the Association;
- (m) prescribing fees for members and associates;
- (n) establishing a tariff of suggested charges for services by members to their patients for the guidance of members;
- (o) respecting any other matter deemed necessary or advisable relative to the affairs, business and property of the Association, its management, government, aims, objects and interests.

(2) A by-law passed under subsection 1, unless in the ^{Approval of} ~~by-laws~~ meantime confirmed at a general meeting of members duly called for that purpose, is effective only until the next annual meeting of members unless confirmed thereat, and, if the by-law is not confirmed thereat, it ceases to have effect, and no by-law of the same or like substance passed thereafter is effective until confirmed at a general meeting of members.

10. Associates and honorary members shall have and enjoy all the rights and privileges of members, other than the ^{Rights of} ~~right to vote upon any question before the Association and the~~ ^{associates,} ~~right to hold office in the Association.~~ ^{etc.}

11. Nothing in this Act affects the practice of any pro- ^{Application} ~~fession or calling by any person practising the same under any~~ ^{of Act} general or special Act, and nothing in this Act or the by-laws passed by the Executive Council pursuant to this Act shall be taken or deemed to relieve any person from compliance with any general or special Act relating to the practice of any profession or calling.

12. This Act comes into force on the day it receives Royal ^{Commence-} ~~Assent.~~ ^{ment}

13. This Act may be cited as *The Ontario Speech and* ^{Short title} ~~Hearing Association Act, 1965.~~

An Act to incorporate The Ontario
Speech and Hearing Association

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. PRICE

BILL Pr8

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the Township of London

MR. OLDE

(PRIVATE BILL)

BILL Pr8

Session of the 24th Parliament

1965

An Act respecting the Township of London

WHEREAS The Corporation of the Township of London, Preamble
herein called the Corporation, by its petition has prayed
for special legislation in respect of the matters hereinafter set
forth; and whereas it is expedient to grant the prayer of the
petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. By-law No. 3823, passed by the Corporation on the By-law confirmed
30th day of April, 1964, authorizing the issue of debentures
of the Corporation in the principal amount of \$10,000 to
provide for certain drainage works in the Township of London,
known as the McIntyre Drain, set forth as the Schedule
hereto, is hereby confirmed and declared to be legal, valid
and binding upon the Corporation and the ratepayers thereof.

2. Sections 55, 56, 57 and 58 of *The Ontario Municipal* Application of R.S.O. 1960, c. 274
Board Act apply in respect of By-law No. 3823 and the debentures to be issued thereunder.

3. For the purposes of every Act, the Ontario Municipal Order of O.M.B.
Board shall be deemed to have issued an order, pursuant to
section 64 of *The Ontario Municipal Board Act*, authorizing
the Corporation to proceed with the drainage works referred
to in section 1 and authorizing the Corporation to pass By-law
No. 3823 referred to in section 1.

4. This Act comes into force on the day it receives Royal Commencement
Assent.

5. This Act may be cited as *The Township of London Act*, Short title
1965.

SCHEDULE

THE CORPORATION OF THE TOWNSHIP OF LONDON

PROVISIONAL BY-LAW No. 3823

BEING A BY-LAW to provide for a drainage works in the Townships of London, Biddulph and East Williams, all in the County of Middlesex, and for borrowing on the credit of the Township of London the sum of \$10,000.00 for completing the drainage works (McIntyre Drainage Works 1964).

WHEREAS the requisite number of owners, as shown by the last revised assessment roll of the property hereinafter set forth requiring drainage, have petitioned the Council of the Township of London praying that the certain lands and roads may be drained by a drainage works;

AND WHEREAS the Council has procured a report made by C. P. Corbett and Company Limited and the report is as follows:

To the Reeve and Council,
Township of London,

Gentlemen:

In accordance with your instructions pursuant to a petition signed by a majority in number of the owners in an area described to be benefited, I have made an examination and survey of the described area and submit herewith estimates, drawings and specifications for a work of construction to be known as the McIntyre Drainage Works 1964.

The plan shows the location of the work and the lands affected by it; the profile and specifications show the grades, dimensions and other particulars of the work. The proposed work will be constructed on lands in the Townships of London and East Williams; the assessed area will also include land in the Township of McGillivray.

I determine the allowances payable to the owners of lands entitled thereto under Section 8 of *The Drainage Act* as follows:

Con.	Lot	Owner	Damages ss(1)	Severance ss(6)	Right-of-way ss(8)
<i>Township of London—</i>					
16	S. ½ 30	D. B. McIntyre	40.00	400.00	115.00
	S. ½ 31	D. B. McIntyre	145.00	400.00	415.00
	N. ½ 31	D. McIntyre...	135.00	400.00	390.00
	N. ½ 32	S. Trevithick..	105.00	400.00	275.00
			425.00	1,600.00	1,195.00
		Total, London Township.....		3,220.00	
<i>East Williams Township—</i>					
1	31	S. Trevithick...	80.00	400.00	230.00
	30	S. Siddall.....	130.00	400.00	370.00
			210.00	800.00	600.00
		Total, East Williams.....		1,610.00	

The allowance for right-of-way is compensation for a strip of land four rods wide and intended to contain both the excavation and excavated material.

I estimate the cost of this work as follows:

In the Township of London—

Excavating and levelling approximately 7675 cu. yds.....	\$ 2,300.00
Allowances under Section 8 of <i>The Drainage Act</i>	3,220.00

On the London-East Williams Townline—

Excavating & levelling approximately 50 cu. yds.....	25.00
--	-------

In the Township of East Williams—

Excavating & levelling approximately 3350 cu. yds.....	1,000.00
Allowances under Section 8 of <i>The Drainage Act</i>	1,610.00
Survey and Report.....	800.00
By-laws, London Township.....	75.00
Clerk's Fees & By-laws, East Williams.....	125.00
Clerk's fees & By-laws, McGillivray.....	25.00
Restaking and inspections.....	400.00
Incidentals and Contingencies.....	420.00

Total Estimated Cost.....\$ 10,000.00

I assess the cost of this work against the lands and roads affected as shown on the annexed Schedule of Assessments.

After completion, the portion of the drain within the Township of London and on the Townline shall be maintained by the Corporation of the Township of London, and the portion within the Township of East Williams shall be maintained by the Corporation of the Township of East Williams, at the expense of all the lands and roads herein assessed and in the same relative proportions thereto, subject to any variations made under authority of *The Drainage Act, 1962-63*.

Performance of the work proposed herein shall be governed by the drawings and specifications therefor on file at the offices of the Municipal Clerks of the Townships of London, East Williams and McGillivray.

All of which is respectfully submitted.

"C. P. CORBETT"

C. P. CORBETT, P.Eng., O.L.S.

Lucan, Ontario,
24 February, 1964.

SCHEDULE OF ASSESSMENTS
McINTYRE DRAINAGE WORKS 1964
TOWNSHIP OF LONDON

24 February, 1964

Con.	Lot	Acres	Owner	Benefit	Outlet
<i>Township of London—</i>					
15	N. ½ 30	6	M. Bowman.....	\$	\$ 5.00
	N. ½ 31	50	E. Shipley Est.....	.....	45.00
	N. ½ 32	4	A. Bloomfield.....	.....	5.00
16	E. ½ 29	6	J. Phillips.....	.....	10.00
	W. ½ 29	50	W. Phillips.....	.....	75.00
	S. ½ 30	78	D. B. McIntyre.....	1,650.00	110.00
	N. ½ 30	78	D. McIntyre.....	.....	120.00
	S. ½ 31	93	D. B. McIntyre.....	1,960.00	120.00
	N. ½ 31	77	D. McIntyre.....	1,860.00	90.00
	32	65	S. Trevithick.....	1,445.00	65.00
Total on Lands—London Township.....				6,915.00	645.00
Highway No. 7		6	D.H.O.....	.....	20.00
Con. Road 15-16		4	London Township.....	.....	20.00
½ Townline		3	London Township.....	65.00	20.00
Total on Roads—London Township.....				65.00	60.00
TOTAL ASSESSMENT LONDON TOWNSHIP.....				\$ 7,685.00	
<i>Township of East Williams—</i>					
1	31	20	S. Trevithick.....	\$ 1,200.00	\$ 20.00
	30	15	S. Siddall.....	1,000.00	.....
½ Townline		3	E. Williams Twp.....	65.00	20.00
Total on Lands & Roads, E. Williams.....				2,265.00	40.00
TOTAL ASSESSMENT EAST WILLIAMS TWP.....				\$ 2,305.00	
<i>Township of McGillivray—</i>					
1	35	6	R. Hodgins.....	\$	\$ 10.00
TOTAL ASSESSMENT MCGILLIVRAY TOWNSHIP.....				\$ 10.00	
TOTAL ASSESSMENT ON DRAIN.....				\$ 10,000.00	

AND WHEREAS the Council is of opinion that the drainage of the area described is desirable;

NOW THEREFORE the Council of the Township of London pursuant to *The Drainage Act, 1962-63* enacts as a by-law as follows:—

1. The report is hereby adopted, and the drainage works as therein indicated and set forth are hereby authorized and shall be completed in accordance therewith.

2. The Corporation of the Township of London may borrow on the credit of the Corporation the sum of \$10,000.00 being the funds necessary for the drainage works not otherwise provided for; provided that such sum shall be reduced by the amount of grants and commuted payments with respect to lands and roads assessed, and may issue debentures of the Corporation to that amount in sums of not less than \$50.00 each, and payable within five years from the date of such debentures with interest at the rate of six (6%) per cent per annum; such debentures to be payable at such a place or places in Canada, as shall be designated herein, both principal and interest to be payable in lawful money of Canada. The debentures shall be issued with coupons attached for interest.

3. For paying the sum of \$9,180.00 the amount charged against such lands and roads for benefit, and the sum of \$695.00 the amount charged against such lands and roads for outlet liability, apart from lands and roads belonging to or controlled by the municipality, and for covering interest thereon for five years, at the rate of six (6%) per cent per annum, the following total special rates over and above all other rates shall be assessed, levied and collected (in the same manner and at the same time as other taxes are levied and collected) upon and from the under-mentioned parcels of land and parts of parcels and roads, and the amount of the total special rates and interests against each parcel or part of parcel respectively shall be divided into five equal parts, and one such part shall be assessed, levied and collected as aforesaid, in each year, for five years, after the passing of this by-law, during which the debentures have to run, provided that no greater amount shall be levied than is required after taking into account and crediting the amount of grants under subsection 3 of section 64 of *The Drainage Act, 1962-63*, the amount of moneys paid under a by-law passed under subsection 4 of section 40 of that Act and commuted payments with respect to lands and roads assessed as per Schedule "A" attached hereto.

4. For paying the sum of \$125.00 the amount assessed against such roads and lands of the municipality, and for covering interest thereon for five years at the rate of six (6%) per cent per annum, a special rate, sufficient to produce the required yearly amount therefor, shall, over and above all other rates, be levied and collected (in the same manner and at the same time as other taxes are levied and collected) upon and from the whole rateable property in the Township of London in each year for five years, after the passing of this by-law, during which the debentures have to run.

5. This by-law comes into force on the passing thereof, and may be cited as the "McIntyre Drainage Works 1964 By-law".

FIRST READING the 8th day of April, 1964.

SECOND READING the 8th day of April, 1964.

THIRD READING the 30th day of April, 1964.

ENACTED this 30th day of April, 1964.

WM. GODDARD,
Reeve.

H. C. POCKOCK,
Clerk.

Schedule "A"
TO BY-LAW No. 3823

Con.	Lot	Name	Acres	Benefit	Outlet	Total	Est. Grant	Net Cost	Interest at 6%	Annual Assessment for 5 years
15	N. ½ 30	M. Bowman.....	6	.	5.00	5.00	1.66	3.34	.63	.79
	N. ½ 31	E. Shipley Est.....	50	.....	45.00	45.00	14.98	30.02	5.61	7.13
	N. ½ 32	A. Bloomfield.....	4	.....	5.00	5.00	1.66	3.34	.63	.79
16	E. ½ 29	J. Phillips.....	6	.....	10.00	10.00	3.30	6.70	1.25	1.58
	W. ½ 29	W. Phillips.....	50	.....	75.00	75.00	24.97	50.03	9.35	11.88
	S. ½ 30	D. B. McIntyre.....	78	1,650.00	110.00	1,760.00	586.03	1,173.97	219.51	278.70
	N. ½ 30	D. McIntyre.....	78	.....	120.00	120.00	39.96	80.04	14.97	19.00
	S. ½ 31	D. B. McIntyre.....	93	1,960.00	120.00	2,080.00	692.58	1,387.42	259.42	329.37
	N. ½ 31	D. McIntyre.....	77	1,860.00	90.00	1,950.00	649.30	1,300.70	243.21	308.79
32		S. Trevithick.....	65	1,445.00	65.00	1,510.00	502.79	1,007.21	188.33	239.11
				6,915.00	645.00	7,560.00	2,517.23	5,042.77	942.91	1,197.14
Hwy. No. 7.....		D.H.O.....	6	.....	20.00	20.00	6.66	13.34	2.49	3.17
Con. 15-16.....		Twp. of London.....	4	.....	20.00	20.00	6.66	13.34	2.49	3.17
½ Townline.....		Twp. of London.....	3	65.00	20.00	85.00	28.30	56.70	10.61	13.45
				6,980.00	705.00	7,685.00	2,558.85	5,126.15	958.50	1,216.93

Schedule "B"

TO BY-LAW No. 3823

Specifications—General Conditions

1. These specifications and the report and drawings bearing the same date and file number apply to and govern the supplying of all labour, materials and equipment necessary to construct the work, complete and ready for use, as shown on, described by or reasonably inferable from the drawings and specifications.

2. Tenders will be received and contracts let only in the form of a lump sum for the completion of the whole work or of such specified portions as local conditions warrant. The lowest or any tender will not necessarily be accepted. The proposal or tender form, when signed and offered by the bidder, shall be a binding and formal contract when accepted by and signed on behalf of the Municipality or owner.

3. Each bidder shall file a sealed proposal and with it a certified cheque for the amount stipulated in the tender call, made payable to the Municipality. The cheques of the unsuccessful bidders will be returned within 10 days after the contract is awarded. The cheque of the successful bidder will be returned with the final payment for the work.

4. The bidders must examine for themselves the drawings, specifications and location of the work and exercise their own judgement as to the extent of the work to be done. The Contractor must assume all risks of variance in any computation by whomsoever made of statements of quantities necessary to complete the work required by the contract. If any doubt exists in the mind of any person tendering as to the exact meaning of any part of these drawings or specifications, it must be removed before signing the tender form. Thereafter the Contractor shall be bound by the decisions of the Engineer on all points, and the Engineer's directions and decisions shall be final, conclusive and unimpeachable for any cause.

5. The successful bidder may be required to furnish a performance contract bond for 50% of the amount of the contract. This bond shall be a surety bond by an approved Canadian bonding company. The bond shall bind the Contractor to complete the work and maintain it for a period of one year after the date of the completion certificate, but shall not entitle the contractor to release of all or part of the holdback elsewhere specified.

6. The Contractor shall satisfy himself before commencement of any part of the work of the meaning of all stakes and marks. Any apparent error which he may find shall be immediately reported to the Engineer before the work is started. Should the contractor attempt to correct an error, he will be held liable to bring the work back to conformity with the specifications.

7. Time shall be deemed the essence of this contract. All work included in the contract must be completed before the date fixed at the time of sale. The contractor further agrees that if at any time the Engineer shall be of the opinion, and shall so certify in writing to the Municipal Council, that the work is unnecessarily delayed, or that the Contractor is violating any of the conditions of this contract, or is executing the work in bad faith, or if the work is not fully completed within the time named in the contract, the Council shall have the power to notify the Contractor to discontinue all further work and terminate all future performance thereof, but reserving all claims against the contractor for breach of contract, by written notice to be served upon the contractor either personally, or at his residence, or by registered mail, or with his agent in charge of the work. Thereupon the contractor shall discontinue the work and the Council shall have the power to procure labour, material and equipment, by contract or otherwise, and to complete said work, and to charge the expenses thereof, including damages of every name and nature, to the Contractor. The expenses so charged shall be deducted by Council out of such money as may then or thereafter be due to the Contractor under

this contract. In case such expense may be less than the amount which may have been payable under the contract if the work had been completed by the Contractor, he shall receive the difference. In case such expense shall exceed the sum, the Contractor shall pay the amount of such excess to the Municipality.

8. The Engineer may make minor changes in the work as it progresses, an amount proportionate to the amount of the tender being added to or deducted from the contract price to cover such changes. A major change must be authorized by a resolution of Council. No change will be made unless authorized by the Engineer in writing.

9. If the Contractor should encounter conditions of any sort which may not have been known to the Engineer and were not provided for by the drawings and specifications, and which would make necessary alterations to the drawings and specifications in order that the work be completed in a satisfactory and workmanlike manner, the Contractor shall immediately notify the Engineer who will make the necessary alterations. Failure of the Contractor to so notify the Engineer shall not relieve the Contractor of the responsibility of fully completing the work and maintaining it for a period of one year after the date of the completion certificate.

10. The Contractor shall, before performing any work affecting the land or property of any Dominion, Provincial or Municipal Department, or any Public Utility, Telephone or Pipe Line Company, obtain at his own expense any necessary permits. The Contractor shall further agree to perform this work in strict accordance with the specifications of such Department, Utility or Company as though said specifications were hereto attached.

11. The Contractor shall pay all losses, damages or claims received by the Municipality and he shall protect and same harmless the Municipality against liability for any accidents, damages, casualties, losses or claims directly or indirectly arising out of the contract, or manner of performance thereof by the Contractor, his agents, employees or subcontractors.

12. Payment equal to about 80% of the value of the work done and materials incorporated in the work will be made to the Contractor after completion of the work on the report of the Engineer. An additional 15% will be paid 30 days after the final acceptance of the work and 5% of the contract price may be retained by the Municipality for one year. After completion of the work, any part of this reserve may be used to make good defects developed within that time from faulty workmanship or materials, without prior notice being given to the Contractor. Monthly payments may be arranged when warranted.

13. All the work included in the contract must at the time of completion and final inspection have the full dimensions specified. Final inspection will be made by the Engineer within 30 days after he has received written notice from the Contractor that the work is finished, or as soon thereafter as weather conditions permit.

Specifications—Open Drain

1. **STAKES:** Stakes are placed two hundred feet apart throughout the course of the work or as shown on the accompanying plan and profile. The Contractor shall be liable for the cost of replacing stakes and bench marks destroyed during the course of construction; the drainage area shall be liable for replacing stakes and marks lost prior to construction.

2. **LINE:** The drain shall run in straight lines throughout each course except that at intersections of courses it shall run on a curve of at least 50-foot radius. The centre line of the present drain shall in general be the centre line of the finished work but the present courses shall be lined out and all sloping and widening necessary shall be done in such manner as to make the finished work uniform.

3. **PROFILE:** The drain is to be excavated to regular grade lines as shown on the profile. These grade lines are governed entirely by the bench marks and show the bottom of the finished drain. The profile shows for the convenience of the Contractor and others the approximate depths from the surface of the ground at the points where the numbered stakes are set and from the average bottom of the present drain as taken at the time of survey but the bench marks must govern. The depths are indicated on the profile in feet and tenths of feet. A variation of one-half inch ($\frac{1}{2}$ ") from the grade line will be deemed sufficient reason to cause the work to be rejected and done over.

4. **EXCAVATION:** Both sides of an open drain are to be sloped one foot horizontally to one foot vertically or as otherwise shown on the drawings. The drain shall have the full specified width at the grade line.

5. **EXCAVATED MATERIAL:** A clear berm or margin of at least six feet shall be left between the top edge of the ditch and the spoil bank. No excavated material is to be left in any ditches, depression, furrows or tiles intended to conduct water into the open drain. The side of the spoil bank nearest the ditch shall have a slope no greater than one and one-half to one. Excavated material shall in general be placed on the lower side of a drain or on the side opposite trees and fences. It shall be deposited, spread and levelled so that the lands on which it lies may be cultivated with adjacent lands by the use of ordinary farm machinery. In general, and unless otherwise provided, the levelled material shall have a depth of not more than one foot. This specification will be considered to be complied with when the contractor obtains a statement in writing from the owners of affected lands that the treatment of the spoil is satisfactory. Disposal of the material shall be to the satisfaction of the Engineer or Commissioner.

6. **ROADS:** Where a drain is removed from a road allowance, the new channel shall be constructed entirely on farm lands and the excavated material shall be placed in the abandoned channel. Excess material, if any, not required for such filling shall be placed on the adjoining farm lands. On road allowances, disposal of excavated material, levelling, backfilling, installation of culverts and catch basins, and all other work shall be performed as directed by the Road Superintendent. Any metal pipe culverts laid under the travelled portion of a road allowance shall be backfilled to the surface with pit run gravel.

7. **OBSTRUCTIONS:** Any brush, timber, logs, stumps, stones or any other obstructions in the course of the work or along the banks thereof must be removed to a sufficient distance to be clear of the excavated material. No brush or trees are to be left inside the slopes of the drain whether or not they come within the limits of the excavation. Brush shall be left in piles or windrows for disposal by the owner. Contractors will be permitted to cut standing timber to the extent that may in the opinion of the Engineer be reasonably necessary for the operation of the excavating equipment. Timber necessarily cut shall be left on the property where found for the use or disposal by the owner.

8. **FENCES:** The Contractor will be permitted to remove fences to the extent necessary for excavating and levelling. Fences shall be replaced by the Contractor in as good condition as found so far as material permits. The Contractor shall obtain a statement in writing from the owners that they are satisfied with the treatment of the fences. Replacing of the fences shall be done to the satisfaction of the Engineer or Commissioner.

9. **EXCAVATION AT BRIDGE SITES:** The Contractor shall excavate the drain to full depth and as nearly as possible to the full width and slopes at bridge sites. Temporary bridges may be removed for this purpose and left at the side of the drain for the subsequent use of the owner in rebuilding. Permanent bridges are not to be damaged, the excavation if necessary being done by hand or team work.

10. BRIDGES: All bridges hereafter constructed or reconstructed, in order not to be regarded as obstructions, shall have a clear span equal to not less than twice the specified bottom width of the drain; culverts shall have a diameter not less than one foot more than the specified bottom width. These are minimum dimensions and must be increased when necessary to meet local conditions so that the free flow of water shall not be impeded.

11. ALLOWANCES FOR DAMAGES: The damages for which allowances are made include damages to lands on which the excavation is made as well as lands on which the excavated material, brush and other obstructions may be placed.

An Act respecting
the Township of London

1st Reading

2nd Reading

3rd Reading

MR. OLDE

(*Private Bill*)

BILL Pr8

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the Township of London

MR. OLDE

BILL Pr8

1965

An Act respecting the Township of London

WHEREAS The Corporation of the Township of London, Preamble
 herein called the Corporation, by its petition has prayed
 for special legislation in respect of the matters hereinafter set
 forth; and whereas it is expedient to grant the prayer of the
 petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1. By-law No. 3823, passed by the Corporation on the By-law confirmed
 30th day of April, 1964, authorizing the issue of debentures
 of the Corporation in the principal amount of \$10,000 to
 provide for certain drainage works in the Township of London,
 known as the McIntyre Drain, set forth as the Schedule
 hereto, is hereby confirmed and declared to be legal, valid
 and binding upon the Corporation and the ratepayers thereof.

2. Sections 55, 56, 57 and 58 of *The Ontario Municipal* Application of
Board Act apply in respect of By-law No. 3823 and the debentures to be issued thereunder. R.S.O. 1960, c. 274

3. For the purposes of every Act, the Ontario Municipal Order of O.M.B.
 Board shall be deemed to have issued an order, pursuant to
 section 64 of *The Ontario Municipal Board Act*, authorizing
 the Corporation to proceed with the drainage works referred
 to in section 1 and authorizing the Corporation to pass By-law
 No. 3823 referred to in section 1.

4. This Act comes into force on the day it receives Royal Commencement
 Assent.

5. This Act may be cited as *The Township of London Act*, Short title
 1965.

SCHEDULE

THE CORPORATION OF THE TOWNSHIP OF LONDON

PROVISIONAL BY-LAW No. 3823

BEING A BY-LAW to provide for a drainage works in the Townships of London, Biddulph and East Williams, all in the County of Middlesex, and for borrowing on the credit of the Township of London the sum of \$10,000.00 for completing the drainage works (McIntyre Drainage Works 1964).

WHEREAS the requisite number of owners, as shown by the last revised assessment roll of the property hereinafter set forth requiring drainage, have petitioned the Council of the Township of London praying that the certain lands and roads may be drained by a drainage works;

AND WHEREAS the Council has procured a report made by C. P. Corbett and Company Limited and the report is as follows:

To the Reeve and Council,
Township of London,

Gentlemen:

In accordance with your instructions pursuant to a petition signed by a majority in number of the owners in an area described to be benefited, I have made an examination and survey of the described area and submit herewith estimates, drawings and specifications for a work of construction to be known as the McIntyre Drainage Works 1964.

The plan shows the location of the work and the lands affected by it; the profile and specifications show the grades, dimensions and other particulars of the work. The proposed work will be constructed on lands in the Townships of London and East Williams; the assessed area will also include land in the Township of McGillivray.

I determine the allowances payable to the owners of lands entitled thereto under Section 8 of *The Drainage Act* as follows:

Con.	Lot	Owner	Damages ss(1)	Severance ss(6)	Right-of-way ss(8)
<i>Township of London—</i>					
16	S. ½ 30	D. B. McIntyre	40.00	400.00	115.00
	S. ½ 31	D. B. McIntyre	145.00	400.00	415.00
	N. ½ 31	D. McIntyre...	135.00	400.00	390.00
	N. ½ 32	S. Trevithick..	105.00	400.00	275.00
			425.00	1,600.00	1,195.00
Total, London Township.....				3,220.00	
<i>East Williams Township—</i>					
1	31	S. Trevithick...	80.00	400.00	230.00
	30	S. Siddall.....	130.00	400.00	370.00
			210.00	800.00	600.00
Total, East Williams.....				1,610.00	

The allowance for right-of-way is compensation for a strip of land four rods wide and intended to contain both the excavation and excavated material.

I estimate the cost of this work as follows:

In the Township of London—

Excavating and levelling approximately 7675 cu. yds.	\$ 2,300.00
Allowances under Section 8 of <i>The Drainage Act</i>	3,220.00

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Excavating & levelling approximately 50 cu. yds.	25.00
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Allowances under Section 8 of <i>The Drainage Act</i>	1,610.00
Survey and Report	800.00
By-laws, London Township	75.00
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Clerk's fees & By-laws, McGillivray	25.00
Restaking and inspections	400.00
Incidentals and Contingencies	420.00

Total Estimated Cost

\$ 10,000.00

I assess the cost of this work against the lands and roads affected as shown on the annexed Schedule of Assessments.

After completion, the portion of the drain within the Township of London and on the Townline shall be maintained by the Corporation of the Township of London, and the portion within the Township of East Williams shall be maintained by the Corporation of the Township of East Williams, at the expense of all the lands and roads herein assessed and in the same relative proportions thereto, subject to any variations made under authority of *The Drainage Act, 1962-63*.

Performance of the work proposed herein shall be governed by the drawings and specifications therefor on file at the offices of the Municipal Clerks of the Townships of London, East Williams and McGillivray.

All of which is respectfully submitted.

"C. P. CORBETT"

C. P. CORBETT, P.Eng., O.L.S.

Lucan, Ontario,
24 February, 1964.

SCHEDULE OF ASSESSMENTS
McINTYRE DRAINAGE WORKS 1964
TOWNSHIP OF LONDON

24 February, 1964

Con.	Lot	Acres	Owner	Benefit	Outlet
<i>Township of London—</i>					
15	N. ½ 30	6	M. Bowman.....	\$	\$ 5.00
	N. ½ 31	50	E. Shipley Est.....	.....	45.00
	N. ½ 32	4	A. Bloomfield.....	.....	5.00
16	E. ½ 29	6	J. Phillips.....	.....	10.00
	W. ½ 29	50	W. Phillips.....	.....	75.00
	S. ½ 30	78	D. B. McIntyre.....	1,650.00	110.00
	N. ½ 30	78	D. McIntyre.....	.....	120.00
	S. ½ 31	93	D. B. McIntyre.....	1,960.00	120.00
	N. ½ 31	77	D. McIntyre.....	1,860.00	90.00
	32	65	S. Trevithick.....	1,445.00	65.00
Total on Lands—London Township.....				6,915.00	645.00
Highway No. 7		6	D.H.O.....	.....	20.00
Con. Road 15-16		4	London Township.....	.....	20.00
½ Townline		3	London Township.....	65.00	20.00
Total on Roads—London Township.....				65.00	60.00
TOTAL ASSESSMENT LONDON TOWNSHIP.....				\$ 7,685.00	
<i>Township of East Williams—</i>					
1	31	20	S. Trevithick.....	\$ 1,200.00	\$ 20.00
	30	15	S. Siddall.....	1,000.00	.....
½ Townline		3	E. Williams Twp.....	65.00	20.00
Total on Lands & Roads, E. Williams.....				2,265.00	40.00
TOTAL ASSESSMENT EAST WILLIAMS TWP.....				\$ 2,305.00	
<i>Township of McGillivray—</i>					
1	35	6	R. Hodgins.....	\$	\$ 10.00
TOTAL ASSESSMENT MCGILLIVRAY TOWNSHIP.....				\$ 10.00	
TOTAL ASSESSMENT ON DRAIN.....				\$ 10,000.00	

AND WHEREAS the Council is of opinion that the drainage of the area described is desirable;

NOW THEREFORE the Council of the Township of London pursuant to *The Drainage Act, 1962-63* enacts as a by-law as follows:—

1. The report is hereby adopted, and the drainage works as therein indicated and set forth are hereby authorized and shall be completed in accordance therewith.

2. The Corporation of the Township of London may borrow on the credit of the Corporation the sum of \$10,000.00 being the funds necessary for the drainage works not otherwise provided for; provided that such sum shall be reduced by the amount of grants and commuted payments with respect to lands and roads assessed, and may issue debentures of the Corporation to that amount in sums of not less than \$50.00 each, and payable within five years from the date of such debentures with interest at the rate of six (6%) per cent per annum: such debentures to be payable at such a place or places in Canada, as shall be designated herein, both principal and interest to be payable in lawful money of Canada. The debentures shall be issued with coupons attached for interest.

3. For paying the sum of \$9,180.00 the amount charged against such lands and roads for benefit, and the sum of \$695.00 the amount charged against such lands and roads for outlet liability, apart from lands and roads belonging to or controlled by the municipality, and for covering interest thereon for five years, at the rate of six (6%) per cent per annum, the following total special rates over and above all other rates shall be assessed, levied and collected (in the same manner and at the same time as other taxes are levied and collected) upon and from the under-mentioned parcels of land and parts of parcels and roads, and the amount of the total special rates and interests against each parcel or part of parcel respectively shall be divided into five equal parts, and one such part shall be assessed, levied and collected as aforesaid, in each year, for five years, after the passing of this by-law, during which the debentures have to run, provided that no greater amount shall be levied than is required after taking into account and crediting the amount of grants under subsection 3 of section 64 of *The Drainage Act, 1962-63*, the amount of moneys paid under a by-law passed under subsection 4 of section 40 of that Act and commuted payments with respect to lands and roads assessed as per Schedule "A" attached hereto.

4. For paying the sum of \$125.00 the amount assessed against such roads and lands of the municipality, and for covering interest thereon for five years at the rate of six (6%) per cent per annum, a special rate, sufficient to produce the required yearly amount therefor, shall, over and above all other rates, be levied and collected (in the same manner and at the same time as other taxes are levied and collected) upon and from the whole rateable property in the Township of London in each year for five years, after the passing of this by-law, during which the debentures have to run.

5. This by-law comes into force on the passing thereof, and may be cited as the "McIntyre Drainage Works 1964 By-law".

FIRST READING the 8th day of April, 1964.

SECOND READING the 8th day of April, 1964.

THIRD READING the 30th day of April, 1964.

ENACTED this 30th day of April, 1964.

WM. GODDARD,
Reeve.

H. C. POOCK,
Clerk.

Schedule "A"
TO BY-LAW No. 3823

Con.	Lot	Name	Acres	Benefit	Outlet	Total	Est. Grant	Net Cost	Interest at 6%	Annual Assessment for 5 years
15	N. ½ 30	M. Bowman.....	6	.....	5.00	5.00	1.66	3.34	.63	.79
	N. ½ 31	E. Shipley Est.....	50	.....	45.00	45.00	14.98	30.02	5.61	7.13
	N. ½ 32	A. Bloomfield.....	4	.....	5.00	5.00	1.66	3.34	.63	.79
16	E. ½ 29	J. Phillips.....	6	.....	10.00	10.00	3.30	6.70	1.25	1.58
	W. ½ 29	W. Phillips.....	50	.....	75.00	75.00	24.97	50.03	9.35	11.88
	S. ½ 30	D. B. McIntyre.....	78	1,650.00	110.00	1,760.00	586.03	1,173.97	219.51	278.70
	N. ½ 30	D. McIntyre.....	78	.....	120.00	120.00	39.96	80.04	14.97	19.00
	S. ½ 31	D. B. McIntyre.....	93	1,960.00	120.00	2,080.00	692.58	1,387.42	259.42	329.37
	N. ½ 31	D. McIntyre.....	77	1,860.00	90.00	1,950.00	649.30	1,300.70	243.21	308.79
32		S. Trevithick.....	65	1,445.00	65.00	1,510.00	502.79	1,007.21	188.33	239.11
<hr/>										
Hwy. No. 7.....		D.H.O.....	6	6,915.00	645.00	7,560.00	2,517.23	5,042.77	942.91	1,197.14
<hr/>										
Con. 15-16.....		Twp. of London.....	4	.....	20.00	20.00	6.66	13.34	2.49	3.17
<hr/>										
½ Townline.....		Twp. of London.....	3	65.00	20.00	85.00	28.30	56.70	10.61	13.45
<hr/>										
				6,980.00	705.00	7,685.00	2,558.85	5,126.15	958.50	1,216.93
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Schedule "B"

TO BY-LAW No. 3823

Specifications—General Conditions

1. These specifications and the report and drawings bearing the same date and file number apply to and govern the supplying of all labour, materials and equipment necessary to construct the work, complete and ready for use, as shown on, described by or reasonably inferable from the drawings and specifications.

2. Tenders will be received and contracts let only in the form of a lump sum for the completion of the whole work or of such specified portions as local conditions warrant. The lowest or any tender will not necessarily be accepted. The proposal or tender form, when signed and offered by the bidder, shall be a binding and formal contract when accepted by and signed on behalf of the Municipality or owner.

3. Each bidder shall file a sealed proposal and with it a certified cheque for the amount stipulated in the tender call, made payable to the Municipality. The cheques of the unsuccessful bidders will be returned within 10 days after the contract is awarded. The cheque of the successful bidder will be returned with the final payment for the work.

4. The bidders must examine for themselves the drawings, specifications and location of the work and exercise their own judgement as to the extent of the work to be done. The Contractor must assume all risks of variance in any computation by whomsoever made of statements of quantities necessary to complete the work required by the contract. If any doubt exists in the mind of any person tendering as to the exact meaning of any part of these drawings or specifications, it must be removed before signing the tender form. Thereafter the Contractor shall be bound by the decisions of the Engineer on all points, and the Engineer's directions and decisions shall be final, conclusive and unimpeachable for any cause.

5. The successful bidder may be required to furnish a performance contract bond for 50% of the amount of the contract. This bond shall be a surety bond by an approved Canadian bonding company. The bond shall bind the Contractor to complete the work and maintain it for a period of one year after the date of the completion certificate, but shall not entitle the contractor to release of all or part of the holdback elsewhere specified.

6. The Contractor shall satisfy himself before commencement of any part of the work of the meaning of all stakes and marks. Any apparent error which he may find shall be immediately reported to the Engineer before the work is started. Should the contractor attempt to correct an error, he will be held liable to bring the work back to conformity with the specifications.

7. Time shall be deemed the essence of this contract. All work included in the contract must be completed before the date fixed at the time of sale. The contractor further agrees that if at any time the Engineer shall be of the opinion, and shall so certify in writing to the Municipal Council, that the work is unnecessarily delayed, or that the Contractor is violating any of the conditions of this contract, or is executing the work in bad faith, or if the work is not fully completed within the time named in the contract, the Council shall have the power to notify the Contractor to discontinue all further work and terminate all future performance thereof, but reserving all claims against the contractor for breach of contract, by written notice to be served upon the contractor either personally, or at his residence, or by registered mail, or with his agent in charge of the work. Thereupon the contractor shall discontinue the work and the Council shall have the power to procure labour, material and equipment, by contract or otherwise, and to complete said work, and to charge the expenses thereof, including damages of every name and nature, to the Contractor. The expenses so charged shall be deducted by Council out of such money as may then or thereafter be due to the Contractor under

this contract. In case such expense may be less than the amount which may have been payable under the contract if the work had been completed by the Contractor, he shall receive the difference. In case such expense shall exceed the sum, the Contractor shall pay the amount of such excess to the Municipality.

8. The Engineer may make minor changes in the work as it progresses, an amount proportionate to the amount of the tender being added to or deducted from the contract price to cover such changes. A major change must be authorized by a resolution of Council. No change will be made unless authorized by the Engineer in writing.

9. If the Contractor should encounter conditions of any sort which may not have been known to the Engineer and were not provided for by the drawings and specifications, and which would make necessary alterations to the drawings and specifications in order that the work be completed in a satisfactory and workmanlike manner, the Contractor shall immediately notify the Engineer who will make the necessary alterations. Failure of the Contractor to so notify the Engineer shall not relieve the Contractor of the responsibility of fully completing the work and maintaining it for a period of one year after the date of the completion certificate.

10. The Contractor shall, before performing any work affecting the land or property of any Dominion, Provincial or Municipal Department, or any Public Utility, Telephone or Pipe Line Company, obtain at his own expense any necessary permits. The Contractor shall further agree to perform this work in strict accordance with the specifications of such Department, Utility or Company as though said specifications were hereto attached.

11. The Contractor shall pay all losses, damages or claims received by the Municipality and he shall protect and save harmless the Municipality against liability for any accidents, damages, casualties, losses or claims directly or indirectly arising out of the contract, or manner of performance thereof by the Contractor, his agents, employees or subcontractors.

12. Payment equal to about 80% of the value of the work done and materials incorporated in the work will be made to the Contractor after completion of the work on the report of the Engineer. An additional 15% will be paid 30 days after the final acceptance of the work and 5% of the contract price may be retained by the Municipality for one year. After completion of the work, any part of this reserve may be used to make good defects developed within that time from faulty workmanship or materials, without prior notice being given to the Contractor. Monthly payments may be arranged when warranted.

13. All the work included in the contract must at the time of completion and final inspection have the full dimensions specified. Final inspection will be made by the Engineer within 30 days after he has received written notice from the Contractor that the work is finished, or as soon thereafter as weather conditions permit.

Specifications—Open Drain

1. **STAKES:** Stakes are placed two hundred feet apart throughout the course of the work or as shown on the accompanying plan and profile. The Contractor shall be liable for the cost of replacing stakes and bench marks destroyed during the course of construction; the drainage area shall be liable for replacing stakes and marks lost prior to construction.

2. **LINE:** The drain shall run in straight lines throughout each course except that at intersections of courses it shall run on a curve of at least 50-foot radius. The centre line of the present drain shall in general be the centre line of the finished work but the present courses shall be lined out and all sloping and widening necessary shall be done in such manner as to make the finished work uniform.

3. **PROFILE:** The drain is to be excavated to regular grade lines as shown on the profile. These grade lines are governed entirely by the bench marks and show the bottom of the finished drain. The profile shows for the convenience of the Contractor and others the approximate depths from the surface of the ground at the points where the numbered stakes are set and from the average bottom of the present drain as taken at the time of survey but the bench marks must govern. The depths are indicated on the profile in feet and tenths of feet. A variation of one-half inch ($\frac{1}{2}$ ") from the grade line will be deemed sufficient reason to cause the work to be rejected and done over.

4. **EXCAVATION:** Both sides of an open drain are to be sloped one foot horizontally to one foot vertically or as otherwise shown on the drawings. The drain shall have the full specified width at the grade line.

5. **EXCAVATED MATERIAL:** A clear berm or margin of at least six feet shall be left between the top edge of the ditch and the spoil bank. No excavated material is to be left in any ditches, depression, furrows or tiles intended to conduct water into the open drain. The side of the spoil bank nearest the ditch shall have a slope no greater than one and one-half to one. Excavated material shall in general be placed on the lower side of a drain or on the side opposite trees and fences. It shall be deposited, spread and levelled so that the lands on which it lies may be cultivated with adjacent lands by the use of ordinary farm machinery. In general, and unless otherwise provided, the levelled material shall have a depth of not more than one foot. This specification will be considered to be complied with when the contractor obtains a statement in writing from the owners of affected lands that the treatment of the spoil is satisfactory. Disposal of the material shall be to the satisfaction of the Engineer or Commissioner.

6. **ROADS:** Where a drain is removed from a road allowance, the new channel shall be constructed entirely on farm lands and the excavated material shall be placed in the abandoned channel. Excess material, if any, not required for such filling shall be placed on the adjoining farm lands. On road allowances, disposal of excavated material, levelling, backfilling, installation of culverts and catch basins, and all other work shall be performed as directed by the Road Superintendent. Any metal pipe culverts laid under the travelled portion of a road allowance shall be backfilled to the surface with pit run gravel.

7. **OBSTRUCTIONS:** Any brush, timber, logs, stumps, stones or any other obstructions in the course of the work or along the banks thereof must be removed to a sufficient distance to be clear of the excavated material. No brush or trees are to be left inside the slopes of the drain whether or not they come within the limits of the excavation. Brush shall be left in piles or windrows for disposal by the owner. Contractors will be permitted to cut standing timber to the extent that may in the opinion of the Engineer be reasonably necessary for the operation of the excavating equipment. Timber necessarily cut shall be left on the property where found for the use or disposal by the owner.

8. **FENCES:** The Contractor will be permitted to remove fences to the extent necessary for excavating and levelling. Fences shall be replaced by the Contractor in as good condition as found so far as material permits. The Contractor shall obtain a statement in writing from the owners that they are satisfied with the treatment of the fences. Replacing of the fences shall be done to the satisfaction of the Engineer or Commissioner.

9. **EXCAVATION AT BRIDGE SITES:** The Contractor shall excavate the drain to full depth and as nearly as possible to the full width and slopes at bridge sites. Temporary bridges may be removed for this purpose and left at the side of the drain for the subsequent use of the owner in rebuilding. Permanent bridges are not to be damaged, the excavation if necessary being done by hand or team work.

10. BRIDGES: All bridges hereafter constructed or reconstructed, in order not to be regarded as obstructions, shall have a clear span equal to not less than twice the specified bottom width of the drain; culverts shall have a diameter not less than one foot more than the specified bottom width. These are minimum dimensions and must be increased when necessary to meet local conditions so that the free flow of water shall not be impeded.

11. ALLOWANCES FOR DAMAGES: The damages for which allowances are made include damages to lands on which the excavation is made as well as lands on which the excavated material, brush and other obstructions may be placed.

An Act respecting
the Township of London

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. OLDE

BILL Pr9

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the City of Windsor

MR. THRASHER

(PRIVATE BILL)

BILL Pr9

1965

An Act respecting the City of Windsor

WHEREAS The Corporation of the City of Windsor, ^{Preamble} herein called the Corporation, by its petition has represented that on the 16th day of November, 1964, By-law No. 2713, authorizing the granting of a franchise to the AmeriCanada TeleFerry Company respecting the operation of an aerial cable-car system over and across certain public highways in the City of Windsor, was passed by the council of the Corporation, and that such by-law was submitted to the electors on the 7th day of December, 1964, and that a majority of the electors voted in the affirmative on the by-law, and that the council is desirous of carrying into effect the wishes of the electors; and whereas the petitioner has prayed for special legislation to effect such purpose and in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The council of the Corporation may pass by-laws to authorize any person or corporation to erect and maintain an aerial cable-car tramway or system and other accessory equipment upon, across, over and along any highway or public place on such terms and conditions as the council may deem expedient. ^{Erection, etc., of aerial cable-car tramway over highways}

2. The structures, substructures, superstructures, cars, wires, cables and other accessory equipment of an aerial cable-car tramway or system are liable to assessment and taxation in the same manner and to the same extent as a bridge or tunnel is under section 44 of *The Assessment Act*. ^{Assessment of aerial cable-car tramway}

R.S.O. 1960,
c. 23

3. The council of the Corporation may pass by-laws to authorize the leasing to any person, ^{Leasing parking facilities}

- (a) of lands, buildings or structures, or any part thereof, under its control for the purpose of parking vehicles and for any purpose incidental thereto; and

- (b) for commercial use, of buildings or structures, or any part thereof, under its control.

Aerial
cable-car
tramway
by-law
confirmed

4. By-law No. 2713 of the Corporation, set forth as the Schedule hereto, is hereby validated and confirmed and declared to be legal, valid and binding upon the Corporation and the ratepayers thereof.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The City of Windsor Act, 1965*.

SCHEDULE

By-LAW No. 2713

Bill No. 124, 1964

A by-law to authorize the granting of a franchise to the AmeriCanada TeleFerry Company respecting the operation of an aerial cable-car system over and across certain public highways in the City of Windsor.

PASSED the 16th day of November, 1964.

WHEREAS the AmeriCanada TeleFerry Company is a duly constituted corporation existing under the laws of the State of Delaware, one of the United States of America, and proposes to construct and operate between the Cities of Windsor, Ontario, and Detroit, Michigan, an aerial cable-car system for the purpose of transporting persons across the Detroit River to and from these two Municipalities;

AND WHEREAS the said Company has requested The Corporation of the City of Windsor to grant it permission to operate the said system over and across the portion of the public streets in the City of Windsor, hereinafter designated, for a period of not less than sixty (60) years;

AND WHEREAS subsection 1 of section 3 of *The Municipal Franchises Act*, R.S.O. 1960, Chapter 255, provides that a municipal corporation shall not grant to any person nor shall any person acquire the right to use or occupy any of the highways of the municipality except as provided in *The Municipal Act*, unless a by-law setting forth the terms and conditions upon which, and the period for which such right is to be granted or acquired, has been assented to by the municipal electors;

AND WHEREAS it is deemed expedient and desirable to grant such permission;

Therefore the Council of The Corporation of the City of Windsor enacts as follows:

1. The Corporation of the City of Windsor, hereinafter called the "Corporation", hereby grants to the AmeriCanada TeleFerry Company the right to operate and maintain an aerial cable-car system connecting the Cities of Windsor, Ontario, and Detroit, Michigan, over and across Riverside Drive at Caron Avenue, and Caron Avenue between Riverside Drive and Chatham Street, subject to the terms and conditions hereinafter set forth.

2. The franchise herein referred to shall be for a period of sixty (60) years beginning the first day of January, 1965, or on the date the agreement hereinafter mentioned takes effect, whichever shall first occur.

3. The construction, operation and maintenance of the said aerial cable-car system shall be, in all respects and at all times, subject to all Federal, Provincial and Municipal laws and regulations applicable thereto.

4. The minimum clearance of the said system and all appurtenances thereto over and above the public streets or highways hereinbefore referred to or any public utility installation shall not be less than twenty-two feet (22') and the width of the air corridor to be traversed by the said cable-cars and appurtenances thereto shall not be greater than thirty-five feet (35').

5. The said AmeriCanada TeleFerry Company, its successors and assigns, shall at all times maintain and keep the said system and every part thereof in a condition of good repair, and the same shall be subject to regular inspection by all interested Federal, Provincial or Municipal agencies and departments.

6. The said AmeriCanada TeleFerry Company, its successors and assigns, shall at all times indemnify and save harmless the Corporation from any and all claims for loss or damage, actions, suits or liabilities whatsoever arising out of the construction, operation or maintenance of the said system.

7. The franchise authorized by this by-law shall not be transferred or assigned in any manner whatsoever without the written consent of the Corporation.

8. The said AmeriCanada TeleFerry Company, its successors and assigns, shall pay or cause to be paid to the Corporation during the duration of the franchise an annual licence fee of Five Hundred Dollars (\$500) for the rights and privileges provided for by this by-law.

9. The Corporation reserves the right to cancel or revoke the said franchise in the event the said cable-car system is abandoned or construction thereof is not commenced within a period of five (5) years from the date the franchise becomes effective.

10. The franchise herein authorized shall not come into force and take effect unless and until a written agreement covering all of the matters hereinbefore set forth and ancillary thereto has been entered into and executed by the Corporation and the said AmeriCanada TeleFerry Company.

11. This by-law shall come into force and take effect on the day following the final passing thereof upon which it is assented to by the municipal electors of the City of Windsor.

READ A FIRST, SECOND AND THIRD time and passed the 16th day of November, 1964.

M. J. PATRICK,
Mayor.

J. B. ADAMAC,
Clerk.

An Act respecting the City of Windsor

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. THRASHER

(*Private Bill*)

BILL Pr9

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the City of Windsor

MR. THRASHER

TORONTO

PRINTED AND PUBLISHED BY FRANK FOGG, QUEEN'S PRINTER

BILL Pr9

1965

An Act respecting the City of Windsor

WHEREAS The Corporation of the City of Windsor, Preamble
 herein called the Corporation, by its petition has represented that on the 16th day of November, 1964, By-law No. 2713, authorizing the granting of a franchise to the AmeriCanada TeleFerry Company respecting the operation of an aerial cable-car system over and across certain public highways in the City of Windsor, was passed by the council of the Corporation, and that such by-law was submitted to the electors on the 7th day of December, 1964, and that a majority of the electors voted in the affirmative on the by-law, and that the council is desirous of carrying into effect the wishes of the electors; and whereas the petitioner has prayed for special legislation to effect such purpose and in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The council of the Corporation may pass by-laws to authorize any person or corporation to erect and maintain an aerial cable-car tramway or system and other accessory equipment upon, across, over and along any highway or public place on such terms and conditions as the council may deem expedient. Erection, etc., of aerial cable-car tramway over highways

2. The structures, substructures, superstructures, cars, wires, cables and other accessory equipment of an aerial cable-car tramway or system are liable to assessment and taxation in the same manner and to the same extent as a bridge or tunnel is under section 44 of *The Assessment Act*. Assessment of aerial cable-car tramway

3. The council of the Corporation may pass by-laws to authorize the leasing to any person, Leasing parking facilities

(a) of lands, buildings or structures, or any part thereof, under its control for the purpose of parking vehicles and for any purpose incidental thereto; and

- (b) for commercial use, of buildings or structures, or any part thereof, under its control.

Aerial
cable-car
tramway
by-law
confirmed

4. By-law No. 2713 of the Corporation, set forth as the Schedule hereto, is hereby validated and confirmed and declared to be legal, valid and binding upon the Corporation and the ratepayers thereof.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The City of Windsor Act, 1965*.

SCHEDULE

BY-LAW No. 2713

Bill No. 124, 1964

A by-law to authorize the granting of a franchise to the AmeriCanada TeleFerry Company respecting the operation of an aerial cable-car system over and across certain public highways in the City of Windsor.

PASSED the 16th day of November, 1964.

WHEREAS the AmeriCanada TeleFerry Company is a duly constituted corporation existing under the laws of the State of Delaware, one of the United States of America, and proposes to construct and operate between the Cities of Windsor, Ontario, and Detroit, Michigan, an aerial cable-car system for the purpose of transporting persons across the Detroit River to and from these two Municipalities;

AND WHEREAS the said Company has requested The Corporation of the City of Windsor to grant it permission to operate the said system over and across the portion of the public streets in the City of Windsor, hereinafter designated, for a period of not less than sixty (60) years;

AND WHEREAS subsection 1 of section 3 of *The Municipal Franchises Act*, R.S.O. 1960, Chapter 255, provides that a municipal corporation shall not grant to any person nor shall any person acquire the right to use or occupy any of the highways of the municipality except as provided in *The Municipal Act*, unless a by-law setting forth the terms and conditions upon which, and the period for which such right is to be granted or acquired, has been assented to by the municipal electors;

AND WHEREAS it is deemed expedient and desirable to grant such permission;

Therefore the Council of The Corporation of the City of Windsor enacts as follows:

1. The Corporation of the City of Windsor, hereinafter called the "Corporation", hereby grants to the AmeriCanada TeleFerry Company the right to operate and maintain an aerial cable-car system connecting the Cities of Windsor, Ontario, and Detroit, Michigan, over and across Riverside Drive at Caron Avenue, and Caron Avenue between Riverside Drive and Chatham Street, subject to the terms and conditions hereinafter set forth.

2. The franchise herein referred to shall be for a period of sixty (60) years beginning the first day of January, 1965, or on the date the agreement hereinafter mentioned takes effect, whichever shall first occur.

3. The construction, operation and maintenance of the said aerial cable-car system shall be, in all respects and at all times, subject to all Federal, Provincial and Municipal laws and regulations applicable thereto.

4. The minimum clearance of the said system and all appurtenances thereto over and above the public streets or highways hereinbefore referred to or any public utility installation shall not be less than twenty-two feet (22') and the width of the air corridor to be traversed by the said cable-cars and appurtenances thereto shall not be greater than thirty-five feet (35').

5. The said AmeriCanada TeleFerry Company, its successors and assigns, shall at all times maintain and keep the said system and every part thereof in a condition of good repair, and the same shall be subject to regular inspection by all interested Federal, Provincial or Municipal agencies and departments.

6. The said AmeriCanada TeleFerry Company, its successors and assigns, shall at all times indemnify and save harmless the Corporation from any and all claims for loss or damage, actions, suits or liabilities whatsoever arising out of the construction, operation or maintenance of the said system.

7. The franchise authorized by this by-law shall not be transferred or assigned in any manner whatsoever without the written consent of the Corporation.

8. The said AmeriCanada TeleFerry Company, its successors and assigns, shall pay or cause to be paid to the Corporation during the duration of the franchise an annual licence fee of Five Hundred Dollars (\$500) for the rights and privileges provided for by this by-law.

9. The Corporation reserves the right to cancel or revoke the said franchise in the event the said cable-car system is abandoned or construction thereof is not commenced within a period of five (5) years from the date the franchise becomes effective.

10. The franchise herein authorized shall not come into force and take effect unless and until a written agreement covering all of the matters hereinbefore set forth and ancillary thereto has been entered into and executed by the Corporation and the said AmeriCanada TeleFerry Company.

11. This by-law shall come into force and take effect on the day following the final passing thereof upon which it is assented to by the municipal electors of the City of Windsor.

READ A FIRST, SECOND AND THIRD time and passed the 16th day of November, 1964.

M. J. PATRICK,
Mayor.

J. B. ADAMAC,
Clerk.

An Act respecting the City of Windsor

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. THRASHER

BILL Pr10

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Pentecostal Assemblies of Canada

MR. REILLY

(PRIVATE BILL)

BILL Pr10

1965

An Act respecting the Pentecostal Assemblies of Canada

WHEREAS the Pentecostal Assemblies of Canada by its ^{Preamble} petition has prayed for special legislation to relieve it from certain effects of *The Mortmain and Charitable Uses Act*; ^{R.S.O. 1960, c. 246} and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Pentecostal Assemblies of Canada is hereby em- ^{Power to} powered from time to time to acquire in mortmain, to hold in ^{acquire} ^{land} perpetuity and to assure in mortmain any land in the Province of Ontario necessary for the actual use and occupation of the Pentecostal Assemblies of Canada or for carrying on its undertakings.

2. Land acquired or held by the Pentecostal Assemblies of ^{Disposition} Canada shall be disposed of by it within seven years from the ^{when no} time when the land ceases to be necessary for the actual use ^{longer} and occupation of the Pentecostal Assemblies of Canada or ^{required} for carrying on its undertakings.

3. This Act shall be deemed to have come into force on ^{Commence-} the 1st day of February, 1965. ^{ment}

4. This Act may be cited as *The Pentecostal Assemblies of* ^{Short title} *Canada Act, 1965.*

An Act respecting
the Pentecostal Assemblies of Canada

1st Reading

2nd Reading

3rd Reading

MR. REILLY

(Private Bill)

BILL Pr10

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Pentecostal Assemblies of Canada

MR. REILLY

(Reprinted as amended by the Committee on Private Bills)

BILL Pr10

1965

An Act respecting the Pentecostal Assemblies of Canada

WHEREAS the Pentecostal Assemblies of Canada by its ^{Preamble} petition has prayed for special legislation to relieve it from certain effects of *The Mortmain and Charitable Uses Act*; ^{R.S.O. 1960, c. 246} and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Pentecostal Assemblies of Canada is hereby em- ^{Power to acquire land} powered from time to time to acquire in mortmain, to hold in perpetuity and to assure in mortmain any land in the Province of Ontario necessary for the actual use and occupation of the Pentecostal Assemblies of Canada or for carrying on its undertaking.

2. Land acquired or held by the Pentecostal Assemblies of ^{Disposition when no longer required} Canada shall be disposed of by it within seven years from the time when the land ceases to be necessary for the actual use and occupation of the Pentecostal Assemblies of Canada or for carrying on its undertaking.

3. This Act shall be deemed to have come into force on ^{Commencement} the 1st day of February, 1965.

4. This Act may be cited as *The Pentecostal Assemblies of* ^{Short title} *Canada Act, 1965*.

An Act respecting
the Pentecostal Assemblies of Canada

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. REILLY

*(Reprinted as amended by the
Committee on Private Bills)*

BILL Pr10

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Pentecostal Assemblies of Canada

MR. REILLY

BILL Pr10

1965

An Act respecting the Pentecostal Assemblies of Canada

WHEREAS the Pentecostal Assemblies of Canada by its ^{Preamble} petition has prayed for special legislation to relieve it from certain effects of *The Mortmain and Charitable Uses Act*; ^{R.S.O. 1960, c. 246} and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Pentecostal Assemblies of Canada is hereby em- ^{Power to} powered from time to time to acquire in mortmain, to hold in ^{acquire} perpetuity and to assure in mortmain any land in the Province of Ontario necessary for the actual use and occupation of the Pentecostal Assemblies of Canada or for carrying on its under- ^{land} taking.

2. Land acquired or held by the Pentecostal Assemblies of ^{Disposition} Canada shall be disposed of by it within seven years from the ^{when no} time when the land ceases to be necessary for the actual use ^{longer} and occupation of the Pentecostal Assemblies of Canada or ^{required} for carrying on its undertaking.

3. This Act shall be deemed to have come into force on ^{Commence-} the 1st day of February, 1965. ^{ment}

4. This Act may be cited as *The Pentecostal Assemblies of* ^{Short title} *Canada Act, 1965.*

An Act respecting
the Pentecostal Assemblies of Canada

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. REILLY

BILL Pr11

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting The Frontenac District High School Board

MR. APPS

(PRIVATE BILL)

BILL Pr11

1965

An Act respecting The Frontenac District High School Board

WHEREAS The Corporation of the County of Frontenac Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. In this Act,

Interpre-
tation

- (a) "Board" means The Frontenac District High School Board;
- (b) "County" means The Corporation of the County of Frontenac;
- (c) "District" means The Frontenac High School District.

2.—(1) On and after the 1st day of January, 1966, the Board, notwithstanding *The Secondary Schools and Boards of Education Act* and *The Frontenac High School District Act, 1949*, shall be composed of trustees appointed as provided in this section. Composition
of Board
R.S.O. 1960,
c. 362
1949, c. 124

(2) The council of the County shall appoint ten trustees, five of whom shall retire each year. County
appoint-
ments

(3) The council of the County may appoint an additional trustee, who shall be a resident of the County assessed as a public school supporter in the District and who shall hold office for one year. Public
school
supporter

(4) The council of the County may appoint an additional trustee, who shall be a resident of the County assessed as a separate school supporter in the District and who shall hold office for one year. Separate
school
supporter

Continuance
of present
board

3. Until the 31st day of December, 1965, and thereafter until the trustees first appointed pursuant to section 2 take office and the new Board is organized, the Board shall continue to be composed as provided in subsection 3 of section 3 of

1949, c. 124

The Frontenac High School District Act, 1949.

Application
of
R.S.O. 1960,
cc. 361, 362

4. Except as expressly varied by this Act and *The Frontenac High School District Act, 1949*, *The Schools Administration Act* and *The Secondary Schools and Boards of Education Act* shall apply to the District and to the Board and to the schools under its jurisdiction.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The Frontenac District High School Board Act, 1965*.

An Act respecting
The Frontenac District High School Board

1st Reading

2nd Reading

3rd Reading

MR. APPS

(Private Bill)

BILL Pr11

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting The Frontenac District High School Board

MR. APPS

(Reprinted as amended by the Committee on Private Bills)

BILL Pr11

1965

An Act respecting The Frontenac District High School Board

WHEREAS The Corporation of the County of Frontenac Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. In this Act,

Interpre-
tation

- (a) "Board" means The Frontenac District High School Board;
- (b) "County" means The Corporation of the County of Frontenac;
- (c) "District" means The Frontenac High School District.

2.—(1) On and after the 1st day of January, 1966, the Board, notwithstanding *The Secondary Schools and Boards of Education Act* and *The Frontenac High School District Act, 1949*, shall be composed of trustees appointed as provided in this section. Composition of Board
R.S.O. 1960,
c. 362
1949, c. 124

(2) The council of the County shall appoint ten trustees, five of whom shall retire each year. County appoint-
ments

(3) Additional trustees may be appointed in accordance with sections 24 and 25 of *The Secondary Schools and Boards of Education Act*. Separate and public
school appoint-
ments

3. Until the 31st day of December, 1965, and thereafter until the trustees first appointed pursuant to section 2 take office and the new Board is organized, the Board shall continue to be composed as provided in subsection 3 of section 3 of *The Frontenac High School District Act, 1949*. Continuance
of present
board
1949, c. 124

Application
of
R.S.O. 1960,
cc. 361, 362

4. Except as expressly varied by this Act and *The Frontenac High School District Act, 1949*, *The Schools Administration Act* and *The Secondary Schools and Boards of Education Act* shall apply to the District and to the Board and to the schools under its jurisdiction.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The Frontenac District High School Board Act, 1965*.

An Act respecting
The Frontenac District High School Board

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. APPS

*(Reprinted as amended by the
Committee on Private Bills)*

BILL Pr11

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting The Frontenac District High School Board

MR. APPS

BILL Pr11

1965

An Act respecting The Frontenac District High School Board

WHEREAS The Corporation of the County of Frontenac Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. In this Act,

**Interpre-
tation**

- (a) "Board" means The Frontenac District High School Board;
- (b) "County" means The Corporation of the County of Frontenac;
- (c) "District" means The Frontenac High School District.

2.—(1) On and after the 1st day of January, 1966, the Board, notwithstanding *The Secondary Schools and Boards of Education Act* and *The Frontenac High School District Act, 1949*, shall be composed of trustees appointed as provided in this section. Composition of Board
R.S.O. 1960,
c. 362
1949, c. 124

(2) The council of the County shall appoint ten trustees, five of whom shall retire each year. County appoint-
ments

(3) Additional trustees may be appointed in accordance with sections 24 and 25 of *The Secondary Schools and Boards of Education Act*. Separate and public
school
appoint-
ments

3. Until the 31st day of December, 1965, and thereafter until the trustees first appointed pursuant to section 2 take office and the new Board is organized, the Board shall continue to be composed as provided in subsection 3 of section 3 of *The Frontenac High School District Act, 1949*. Continuance
of present
board
1949, c. 124

Application
of
R.S.O. 1960,
cc. 361, 362

4. Except as expressly varied by this Act and *The Frontenac High School District Act, 1949, The Schools Administration Act* and *The Secondary Schools and Boards of Education Act* shall apply to the District and to the Board and to the schools under its jurisdiction.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The Frontenac District High School Board Act, 1965*.

An Act respecting
The Frontenac District High School Board

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. APPS

BILL Pr12

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting The Ontario Mission of the Deaf

MR. LAWRENCE (St. George)

(PRIVATE BILL)

BILL Pr12

1965

An Act respecting The Ontario Mission of the Deaf

WHEREAS The Ontario Mission of the Deaf by its ^{Preamble} petition has represented that it was incorporated by letters patent on the 18th day of March, 1958, and has acquired certain lands in the Township of Foley that have been assessed and taxed by The Corporation of the Township of Foley; and whereas the petitioner has prayed for special legislation to exempt real property, owned and used by it in the Township of Foley, from municipal taxation, except for local improvement rates; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The council of The Corporation of the Township of Foley may pass by-laws exempting from taxes for municipal and school purposes, or both, other than local improvement rates, the land, as defined in *The Assessment Act*, of The Ontario Mission of the Deaf, provided that the land is owned and used or occupied and used solely by and for the purposes of the Mission, on such conditions as may be set out in the by-law. ^{Tax exemption} R.S.O. 1960,
c. 23

2. This Act comes into force on the day it receives Royal Assent. <sup>Commence-
ment</sup>

3. This Act may be cited as *The Ontario Mission of the Deaf Act, 1965*. ^{Short title}

An Act respecting
The Ontario Mission of the Deaf

1st Reading

2nd Reading

3rd Reading

MR. LAWRENCE (St. George)

(Private Bill)

BILL Pr13

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting The United Church of Canada

MR. COWLING

(PRIVATE BILL)

BILL Pr13

1965

An Act respecting The United Church of Canada

WHEREAS The United Church of Canada by its petition ^{Preamble} has represented that it acquired by devise under the will of the late Annie E. Galloway premises at 15 Hazelton Avenue in the City of Toronto, in the County of York, to be used as a home for missionaries on furlough, and that, by reason of its location, such premises are no longer suitable or desirable for such purposes; and whereas the petitioner has prayed for special legislation annulling such trust and permitting it to sell such lands; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The United Church of Canada has full power and ^{Power of sale} authority to sell for cash or upon credit the premises at 15 Hazelton Avenue in the City of Toronto, County of York, being more particularly described as part of Lot Twelve according to registered Plan No. Three Hundred and Two and part of Lot Two on the east side of Avenue Road according to registered Plan No. Two Hundred and Eighty-nine, both of which plans were filed in the Registry Office for the County of York, now in the Registry Office for the City of Toronto, and which parcel is more particularly described as follows:

COMMENCING at a point in the easterly limit of Hazelton Avenue distant fifty-eight feet eleven and one-half inches measured southerly along the same from the southerly limit of Scollard Street said point being in the westerly production of the centre line of partition wall between the dwellings now known as numbers Fifteen and Seventeen Hazelton Avenue respectively;

THENCE Easterly to and along the said centre line of wall and along the line of fence forming the division between the rear premises of said dwellings in all a distance of one hundred feet to a point in the westerly limit of the lane hereinafter described and distant fifty-eight feet six and one-half inches south of Scollard Street;

THENCE Southerly parallel to the said limit of Hazelton Avenue twenty feet seven and one-half inches to a point distant one foot three inches southerly from the line of the production easterly of the southerly face of the most southerly wall of the said dwelling known as Number Fifteen Hazelton Avenue;

THENCE Westerly parallel to the line of wall last mentioned one hundred feet to the easterly limit of Hazelton Avenue aforesaid;

THENCE Northerly along the last mentioned limit twenty feet two and one-half inches more or less to the place of beginning;

TOGETHER with a right of way at all times in common with others entitled thereto, over and along a Lane nine feet wide extending from the rear of the hereinbefore described parcel Northerly to Scollard Street; ALSO a right of way over a strip of land one foot three inches in width immediately adjoining the southerly limit of the hereinbefore described parcel and extending easterly from the said limit of Hazelton Avenue to a depth of forty-eight feet six inches.

Conveyance
free of
trust

2. A deed executed by The United Church of Canada under seal attested by the hands of its proper officers shall vest in the purchaser thereof all the right, title and interest of The United Church of Canada in, to or out of the lands and premises conveyed by the deed free from all trusts whatsoever contained or set out in the will of Annie E. Galloway.

Use of
proceeds

3. The United Church of Canada shall use the proceeds of the sale of such premises for acquiring or otherwise providing homes for missionaries on furlough as it may deem expedient.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The United Church of Canada Act, 1965*.

An Act respecting
The United Church of Canada

1st Reading

2nd Reading

3rd Reading

MR. COWLING

(Private Bill)

BILL Pr13

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting The United Church of Canada

MR. COWLING

BILL Pr13

1965

An Act respecting The United Church of Canada

WHEREAS The United Church of Canada by its petition Preamble
has represented that it acquired by devise under the will of the late Annie E. Galloway premises at 15 Hazelton Avenue in the City of Toronto, in the County of York, to be used as a home for missionaries on furlough, and that, by reason of its location, such premises are no longer suitable or desirable for such purposes; and whereas the petitioner has prayed for special legislation annulling such trust and permitting it to sell such lands; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The United Church of Canada has full power and Power of sale
authority to sell for cash or upon credit the premises at 15 Hazelton Avenue in the City of Toronto, County of York, being more particularly described as part of Lot Twelve according to registered Plan No. Three Hundred and Two and part of Lot Two on the east side of Avenue Road according to registered Plan No. Two Hundred and Eighty-nine, both of which plans were filed in the Registry Office for the County of York, now in the Registry Office for the City of Toronto, and which parcel is more particularly described as follows:

COMMENCING at a point in the easterly limit of Hazelton Avenue distant fifty-eight feet eleven and one-half inches measured southerly along the same from the southerly limit of Scollard Street said point being in the westerly production of the centre line of partition wall between the dwellings now known as numbers Fifteen and Seventeen Hazelton Avenue respectively;

THENCE Easterly to and along the said centre line of wall and along the line of fence forming the division between the rear premises of said dwellings in all a distance of one hundred feet to a point in the westerly limit of the lane hereinafter described and distant fifty-eight feet six and one-half inches south of Scollard Street;

THENCE Southerly parallel to the said limit of Hazelton Avenue twenty feet seven and one-half inches to a point distant one foot three inches southerly from the line of the production easterly of the southerly face of the most southerly wall of the said dwelling known as Number Fifteen Hazelton Avenue;

THENCE Westerly parallel to the line of wall last mentioned one hundred feet to the easterly limit of Hazelton Avenue aforesaid;

THENCE Northerly along the last mentioned limit twenty feet two and one-half inches more or less to the place of beginning;

TOGETHER with a right of way at all times in common with others entitled thereto, over and along a Lane nine feet wide extending from the rear of the hereinbefore described parcel Northerly to Scollard Street; ALSO a right of way over a strip of land one foot three inches in width immediately adjoining the southerly limit of the hereinbefore described parcel and extending easterly from the said limit of Hazelton Avenue to a depth of forty-eight feet six inches.

Conveyance
free of
trust

2. A deed executed by The United Church of Canada under seal attested by the hands of its proper officers shall vest in the purchaser thereof all the right, title and interest of The United Church of Canada in, to or out of the lands and premises conveyed by the deed free from all trusts whatsoever contained or set out in the will of Annie E. Galloway.

Use of
proceeds

3. The United Church of Canada shall use the proceeds of the sale of such premises for acquiring or otherwise providing homes for missionaries on furlough as it may deem expedient.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The United Church of Canada Act, 1965*.

An Act respecting
The United Church of Canada

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. COWLING

BILL Pr14

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Town of Burlington

MR. KERR

(PRIVATE BILL)

BILL Pr14

1965

An Act respecting the Town of Burlington

WHEREAS The Corporation of the Town of Burlington Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. In this Act, Interpretation

(a) "Judge" means the judge or junior judge of the
county court of the County of Halton;

(b) "Town" means The Corporation of the Town of
Burlington.

2. Subsection 3 of section 405 of *The Municipal Act* applies Mileage allowance
R.S.O. 1960,
c. 249
to the council of the Town as if it were the council of a county
or township.

3. The council of the Town may, by by-law, establish a Harbour
patrol
force to patrol its harbours and waterfront for the purpose of
ensuring the safety of persons using small boats, may appoint
a committee to manage the force and may make grants of
money to meet the expenses thereof.

4.—(1) The bus franchise agreement set forth as the Bus
franchise
agreement
confirmed
Schedule hereto is hereby ratified and confirmed and declared
to be legal, valid and binding from the 31st day of December,
1964.

(2) Clauses *c* and *d* of paragraph 88 of subsection 1 of Application
of
R.S.O. 1960,
c. 249, s. 379,
subs. 1,
par. 88
section 379 of *The Municipal Act* apply *mutatis mutandis* to
the bus franchise agreement referred to in subsection 1.

(3) The Town, its successors and assigns, shall indemnify Liability
upon
termination
of bus
franchise
and save harmless The Corporation of the City of Hamilton,
The Hamilton Transit Commission, The Hamilton Street

Railway Company and The Canada Coach Lines Limited, and their respective successors and assigns, from any liability that may be imposed upon them or any of them to compensate Cecil H. Norton, his heirs, executors, administrators or assigns, for the value of the bus franchise referred to in subsection 1 upon termination thereof prior to its expiration.

Assessment
of private
drain
connections
R.S.O. 1960,
c. 223

5.—(1) Notwithstanding subsection 4 of section 3 of *The Local Improvement Act*, where the width of a street exceeds sixty-six feet, the amount to be assessed against each lot in respect of each private drain connection, whether for sanitary, storm or combined sewage, not exceeding six inches in diameter, installed in the Town shall not exceed the cost of such a private drain connection thirty-three feet in length, and the cost of the part of such a private drain in excess of thirty-three feet in length shall be part of the Town's portion of the cost.

Licensing
and
regulating
untravelled
portions of
highways
R.S.O. 1960,
c. 296

6. The Town is authorized to license and regulate the use of untravelled portions of the highways within any area of the Town, designated as a commercial or industrial area pursuant to the provisions of *The Planning Act*, for such consideration and upon such terms and conditions as may be agreed upon.

Special
charges

7.—(1) Subject to the approval of the Ontario Municipal Board first being obtained, the council of the Town may pass by-laws for imposing upon the owners of multiple residential or other buildings, as defined by the by-laws, for the erection or enlargement of which a building permit was or is issued subsequent to the 1st day of January, 1965, or of any class or classes of such buildings, that impose or may impose a heavy load on the sewer system or water system, or both, by reason of which expenditures are or may be required to provide additional sanitary or storm sewer or water supply capacity, which, in the opinion of the council, would not otherwise be required, a special charge or charges over and above all other rates and charges to pay for all or part of the cost of providing the additional capacity.

Application
of proceeds

(2) The proceeds of the charge or charges authorized by subsection 1 shall be used for the purpose therein referred to and not otherwise.

Charges
a lien
on land

R.S.O. 1960,
c. 23

(3) Any charge or charges imposed under subsection 1 are a lien on the land on which the building is erected and may be collected in the same manner and with the same remedies as provided by *The Assessment Act* for the collection of real property taxes.

(4) There shall be an appeal to the court of revision of the ^{Appeal} Town from any charge or charges authorized by subsection 1, and the provisions with respect to appeals to the court of revision and section 51 of *The Local Improvement Act* apply ^{R.S.O. 1960, c. 223} *mutatis mutandis*.

(5) This section does not apply to a single-family, double ^{Application of section} or duplex building.

8. The Town may, by by-law, require that the owner of any parcel of land created by a land separation made under section 26 of *The Planning Act* pay the same sum or sums of money, install such public services and do all other things, ^{Imposition of conditions re parcels of land created by land separation} so near as may be, that would have been required if the parcel ^{R.S.O. 1960, c. 226} had been created by registration of a plan of subdivision pursuant to section 28 of *The Planning Act*, before the issue of any building permit.

9.—(1) The council of the Town may pass by-laws for regulating the crossing of curb-lines, sidewalks or paved boulevards by vehicles delivering materials to or removing materials from abutting lands on which any building is being erected, altered or repaired, and for requiring the owners of such abutting lands, upon any application for the issuing of a permit certifying to the approval of plans of buildings to be erected, altered or repaired thereon, to pay to the Town a sum of money not to exceed \$5 per foot of the limit of the lot abutting directly on such sidewalk, curbing or paved boulevard as a deposit to meet the cost of repairing any damage to the sidewalk, curbing or paved boulevard or to any water service box or other service therein caused by the crossing thereof by such vehicles. ^{Deposit re damage to sidewalks, etc., upon issue of building permit}

(2) Where a by-law passed under this section requires the payment of a deposit to cover the cost of damage to a sidewalk, curbing or paved boulevard, or to any water service box or other service therein, the by-law shall provide that, upon the completion of the erection, alteration or repair of the building or buildings on the lands abutting such sidewalk, curbing or paved boulevard and upon application by the person by whom the deposit was paid, the amount by which the sum deposited exceeds the cost of such repairs shall forthwith be refunded. ^{Refund}

(3) Where any moneys heretofore or hereafter paid to the Town to cover the cost of repairs to curbs, sidewalks or paved boulevards or to any water service box or other service therein remain unclaimed in the hands of the treasurer of the Town for a period of six years, the treasurer of the Town may insert in any newspaper having general circulation in the Town a notice containing a list of such unclaimed moneys and ^{Unclaimed deposits}

stating that all persons having any claim to any of such moneys are required to prove their claims within ninety days from the publication of the notice, and, upon the expiration of ninety days from the publication of such notice, the treasurer of the Town may transfer all of such moneys against which no claim has been made to the general funds of the Town free of and from any and all claims of any kind whatsoever.

Exemption
from special
rate re
farm lands
in excess
of 100 feet
R.S.O. 1960,
c. 223

10. Where farm lands containing not fewer than five acres and used only for farm purposes were specially assessed prior to the 1st day of January, 1965, with a special rate per foot frontage imposed under *The Local Improvement Act* in respect of the owner's portion of the cost of construction of watermains or sanitary sewers, the owners of such farm lands are relieved of, and such farm lands are exempt from, the special assessments referable to such frontage in excess of 100 feet falling due in each year up to and including 1964, provided such farm lands were used only for farm purposes on the date the special assessments were imposed.

By-laws
postponing
special
rate

11.—(1) Where farm lands referred to in section 10 continue to be used for farm purposes on and after the 1st day of January, 1965, and contain not fewer than five acres, the Town shall pass by-laws postponing the payment of all or any part of such special rate per foot frontage in excess of 100 feet until such time as the land ceases to be used exclusively as farm land.

When
postponed
rates
become due

(2) When the land in the opinion of the council of the Town ceases to be used exclusively as farm land, the amount of any special rate that has been postponed shall become due and payable forthwith upon demand by the Town.

Notice

(3) The clerk of the Town shall forthwith give notice by registered mail to the owner of lands affected by a by-law passed under subsection 1 of any demand made under subsection 2.

Refusal
of town
to pass
by-law

(4) When the council refuses to pass a by-law under subsection 1 in respect of any land on the application of the owner of such land, the clerk shall forthwith give notice of the refusal to the owner by registered mail.

Appeal

(5) Any person complaining that a by-law passed under subsection 1 does not sufficiently exempt him, or that a demand made under subsection 2 should not have been made, or that his application for a by-law under subsection 1 should not have been refused, may within fourteen days after the mailing of the notice notify the clerk of the Town of his intention to appeal to the Judge, and subsections 3, 4, 5, 6 and 7 of section 37 of *The Assessment Act* apply *mutatis mutandis* to such appeals.

R.S.O. 1960,
c. 23

(6) The treasurer of the Town shall keep a record of the local improvement rates in respect of which a by-law has been enacted postponing all or any part of a special rate per foot frontage in excess of 100 feet and the amount of such rates that is paid in each year. Records to be kept by treasurer

(7) Every by-law postponing the payment of all or any part of such special rate per foot frontage in excess of 100 feet shall be registered against the land affected in the appropriate registry or land titles office. Registration of by-laws

(8) Where a by-law postponing the payment of all or any part of a special rate per foot frontage has been registered under subsection 7 and the whole of such special rate per foot frontage has been paid to the Town in respect of a particular parcel of land affected by the by-law, the Town shall register a certificate of such payment against such land in the appropriate registry or land titles office. Registration of certificates of payment

12.—(1) Where in the opinion of the council of the Town, as evinced by a declaratory resolution passed by a majority of two-thirds of all the members of the council, it would not be possible or practical for the owners of lands on the north side of the Lakeshore Highway to connect their lands to the sanitary sewer installed on the south side of such highway pursuant to By-law No. 1625 of the Township of Nelson, the council may, by by-law, cancel the special assessments made against such owners by the said By-law No. 1625. Cancellation of special assessments

(2) Any special assessment so cancelled shall be charged to the improvement area of the Town. Charged to improvement area

(3) Any special assessment so cancelled which has been paid may be refunded by the Town. Refund of special assessment

13. The Town may, by by-law, cancel the taxes, except local improvement rates, levied in 1963 and 1964 against the property known as St. Mary's Parish Hall except such part thereof as was in such years used for residential purposes. Cancellation of taxes

14.—(1) The Town may enter into agreements with the owners of lands who have applied for amendment of the Town's restricted area by-laws for the purpose of securing a satisfactory standard of development and for providing for any of the things that might be provided for in an agreement made under section 28 of *The Planning Act*. Agreements for standard of development

R.S.O. 1960, c. 296

(2) No agreement entered into under subsection 1 shall be of any affect until the amendment of the restricted area by-laws in respect of which such agreement is made is approved by the Ontario Municipal Board. When to be effective

Rights
under
R.S.O. 1960,
c. 296, s. 30,
subs. 19

(3) Nothing in this section limits the rights of any person under subsection 19 of section 30 of *The Planning Act*.

Orders
requiring
agreement

(4) An order made under subsection 19 of section 30 of *The Planning Act* may direct that the owner enter into an agreement under subsection 1 before the passing of any amendment directed by such order.

Area of
architectural
control

15.—(1) The Town may, by by-law, designate any area of the Town an area of architectural control, wherein no multiple-family residential building may be erected except in accordance with plans approved by the council of the Town.

When
effective

(2) No by-law passed under subsection 1 shall take effect until approved by the Ontario Municipal Board.

Appeal to
O.M.B.

(3) An appeal lies to the Ontario Municipal Board from the refusal of the council to approve the plans of any proposed building by sending notice of appeal by registered mail to the secretary of the Board.

Powers of
O.M.B.

(4) The Ontario Municipal Board may dismiss the appeal or approve the plans, subject to any changes the Board considers it proper to direct.

Commence-
ment

16. This Act comes into force on the day it receives Royal Assent.

Short title

17. This Act may be cited as *The Town of Burlington Act, 1965*.

SCHEDULE

AGREEMENT made as of the 31st day of December, A.D. 1964,

BETWEEN:

CECIL H. NORTON, of the Town of Burlington, in the
County of Halton,
hereinafter called the "Operator",

OF THE FIRST PART,

— and —

THE CORPORATION OF THE TOWN OF BURLINGTON,
hereinafter called the "Corporation",

OF THE SECOND PART.

WHEREAS the Operator desires to operate and maintain a bus service in the Town of Burlington;

AND WHEREAS the Council of the Corporation of the Town of Burlington pursuant to the provisions of *The Municipal Act*, R.S.O. 1960, cap. 249, is prepared to grant the right to do so to Cecil H. Norton in the terms hereafter set forth;

WITNESSETH in consideration of the premises and mutual covenants hereinafter set forth, the parties hereto covenant and agree as follows:

1. The Corporation grants to the Operator an exclusive right, power and privilege, subject to the restrictions, covenants, conditions and provisos herein contained, to operate public vehicles for the transportation for compensation of passengers, or passengers and express freight which might be carried in a passenger vehicle, to, over and along each and any of the streets, avenues or highways presently or as they may hereafter exist within the corporate limits of the Town of Burlington.

2. Nothing in the preceding paragraph, or in this agreement elsewhere contained, shall derogate from any of the rights, powers and privileges as of the 1st day of January, 1958, existing or vested on that date in any other operator respecting,

(a) the operation of motor vehicles as public vehicles within the meaning of *The Public Vehicles Act* of Ontario within or through the Town of Burlington determined according to operating licences held by such other operator issued pursuant to *The Public Vehicles Act*, or

(b) the right of any such other operator to take on passengers and their baggage, or express freight, within the limits of the Town of Burlington, as such limits may from time to time exist, and discharge such passengers, baggage or express freight within such limits of the Town of Burlington.

The said operators and their respective routes as of the 1st day of January, 1958, are shown in Appendix "A" attached hereto and forming part hereof.

3. The Operator covenants and agrees that he will, at all times, during the currency of this agreement continue to operate a bus service within the Town of Burlington.

4. Upon request of the Operator, the Corporation will designate certain areas upon any route, over which the Operator operates a service, as areas for the use of the Operator to pick up and discharge passengers. The location and number of such areas shall be in the discretion of the Corporation, and the use of such areas shall not be exclusive to the Operator where any other operator, as mentioned in Section 2, uses the same route.

5. The Corporation reserves the right to designate which streets, avenues and highways within the corporate limits of the Town of Burlington shall be used as a route by the Operator, and nothing herein shall be construed as in any way interfering with the right of the Corporation to designate streets as one-way streets, to close or open streets, or to pass by-laws dealing with streets in any respect as heretofore.

6. The Corporation covenants and agrees that it will not permit any other operator, subject to the provisions of Section 2 hereof, to operate a bus service for the carrying of passengers for compensation within the Town of Burlington, and will pass such by-laws and do all such acts and things as are necessary for the due performance of this agreement, according to its true intent and meaning.

7. The Operator covenants and agrees that the fares charged as at November 3, 1961, shall be continued without change except upon application to and approval of the Council of the Corporation.

8. The Operator covenants and agrees that the time schedules in effect as at November 3, 1961, shall be continued without change except upon application to and approval of the Council of the Corporation.

9. The Operator covenants and agrees to file proof annually of insurance coverage for the ensuing year on the following basis:

Passenger hazard, public liability
and property damage \$ 500,000.00 inclusive

10. The Parties hereto agree that, in the event that the Operator applies to the Corporation for a subsidy in the operation of its service under this agreement, this agreement shall, at the option of the Corporation exercised by notice in writing, be terminated and for all purposes be null and void.

11. This agreement shall enure to the benefit of the Parties hereto, their heirs, assigns, and successors, for a term of ten years from the date hereof.

12. This agreement shall not take effect unless confirmed by the Legislative Assembly of the Province of Ontario but if so confirmed shall have effect from its date.

IN WITNESS WHEREOF the Operator has hereunto set his hand and seal and the Corporation has hereunto caused its Corporate Seal to be attested by its proper officers in that behalf.

CECIL H. NORTON.

THE CORPORATION OF THE TOWN
OF BURLINGTON:

OWEN F. MULLIN,
Mayor,

WM. K. SIMS,
Clerk.

Appendix "A"

ATTACHED TO BY-LAW No. 2441

ROUTES EFFECTIVE: 1st JANUARY, 1958 AS UNDER:

OPERATOR	ROUTE
Gray Coach Lines Ltd.	(1) <i>Toronto—Buffalo via Queen Elizabeth Way</i> Queen Elizabeth Way, Plains Road East, Brant Street, Lakeshore Road, Beach Boulevard.
	(2) <i>Mimico—Buffalo via Lake Shore Road</i> Lake Shore Road, Beach Boulevard.
	(3) <i>Toronto—Hamilton via Lake Shore Road</i> Lake Shore Road, North Shore Boulevard E., King Road, Plains Road East and Plains Road West.
	(4) <i>Toronto—Hamilton via Queen Elizabeth Way</i> Queen Elizabeth Way, Plains Road East and Plains Road West.
	(5) <i>Toronto—Hamilton via No. 5 and No. 6 Highways</i> Dundas Street, Number 6 Highway.
Hamilton Street Railway Co.	(1) <i>Hamilton—Fisher's Corners via Queen Elizabeth Way</i> No. 2 Highway, Lake Shore Road, Brant Street, Plains Road East, Queensway Drive, Guelph Line, New Street, Martha Street, James Street, John Street, No. 2 Highway, Lake Shore Road and Beach Boulevard.

Appendix "A"—Continued

ATTACHED TO BY-LAW NO. 2441

ROUTES EFFECTIVE: 1ST JANUARY, 1958 AS UNDER:

OPERATOR	ROUTE
Canada Coach Lines Limited.	(1) <i>Route 14—Hamilton—Guelph</i> via No. 6 Highway.
	(2) <i>Route 16—Hamilton—Milton</i> Plains Road West, Plains Road East, Brant Street, Lake Shore Road, John Street, James Street, New Street, Guelph Line, Dundas Street.
	(3) <i>Route 15—Hamilton—Waterdown</i> Plains Road West, Waterdown Road.
	(4) <i>Unscheduled Routes</i>
	(a) Hamilton—Waterdown via Snake Road.
	(b) Hamilton—LaSalle Park via Plains Road West and LaSalle Park Road.
	(c) Hamilton—Hidden Valley Park via Plains Road West, Howard Road and Hidden Valley Road.

An Act respecting the Town of Burlington

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. KERR

(*Private Bill*)

BILL Pr14

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the Town of Burlington

MR. KERR

(Reprinted as amended by the Committee on Private Bills)

BILL Pr14 **1965**

An Act respecting the Town of Burlington

WHEREAS The Corporation of the Town of Burlington Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. In this Act,

Interpre-
tation

- (a) "Judge" means the judge or junior judge of the
county court of the County of Halton;
- (b) "Town" means The Corporation of the Town of
Burlington.

2. Subsection 3 of section 405 of *The Municipal Act* applies Mileage
allowance
R.S.O. 1960,
c. 249
to the council of the Town as if it were the council of a county
or township.

3. The council of the Town may, by by-law, establish a Harbour
patrol
force to patrol its harbours and waterfront for the purpose of
ensuring the safety of persons using small boats, may appoint
a committee to manage the force and may make grants of
money to meet the expenses thereof.

4.—(1) The bus franchise agreement set forth as the Bus
franchise
agreement
confirmed
Schedule hereto is hereby ratified and confirmed and declared
to be legal, valid and binding from the 31st day of December,
1964.

(2) Clauses *c* and *d* of paragraph 88 of subsection 1 of Application
of
R.S.O. 1960,
c. 249, s. 379,
subs. 1,
par. 88
section 379 of *The Municipal Act* apply *mutatis mutandis* to
the bus franchise agreement referred to in subsection 1.

(3) The Town, its successors and assigns, shall indemnify Liability
upon
termination
of bus
franchise
and save harmless The Corporation of the City of Hamilton,
The Hamilton Transit Commission, The Hamilton Street

Railway Company and The Canada Coach Lines Limited, and their respective successors and assigns, from any liability that may be imposed upon them or any of them to compensate Cecil H. Norton, his heirs, executors, administrators or assigns, for the value of the bus franchise referred to in subsection 1 upon termination thereof prior to its expiration.

Assessment
of private
drain
connections
R.S.O. 1960,
c. 223

5. Notwithstanding subsection 4 of section 3 of *The Local Improvement Act*, where the width of a street exceeds sixty-six feet, the amount to be assessed against each lot in respect of each private drain connection, whether for sanitary, storm or combined sewage, not exceeding six inches in diameter, installed in the Town shall not exceed the cost of such a private drain connection thirty-three feet in length, and the cost of the part of such a private drain in excess of thirty-three feet in length shall be part of the Town's portion of the cost.

Licensing
and
regulating
untravelling
portions of
highways
R.S.O. 1960,
c. 296

6. The Town is authorized to license and regulate the use of untravelled portions of the highways within any area of the Town, designated as a commercial or industrial area pursuant to the provisions of *The Planning Act*, for such consideration and upon such terms and conditions as may be agreed upon.

Deposit
re damage to
sidewalks,
etc., upon
issue of
building
permit

7.—(1) The council of the Town may pass by-laws for regulating the crossing of curb-lines, sidewalks or paved boulevards by vehicles delivering materials to or removing materials from abutting lands on which any building is being erected, altered or repaired, and for requiring the owners of such abutting lands, upon any application for the issuing of a permit certifying to the approval of plans of buildings to be erected, altered or repaired thereon, to pay to the Town a sum of money not to exceed \$5 per foot of the limit of the lot abutting directly on such sidewalk, curbing or paved boulevard as a deposit to meet the cost of repairing any damage to the sidewalk, curbing or paved boulevard or to any water service box or other service therein caused by the crossing thereof by such vehicles.

Refund

(2) Where a by-law passed under this section requires the payment of a deposit to cover the cost of damage to a sidewalk, curbing or paved boulevard, or to any water service box or other service therein, the by-law shall provide that, upon the completion of the erection, alteration or repair of the building or buildings on the lands abutting such sidewalk, curbing or paved boulevard and upon application by the person by whom the deposit was paid, the amount by which the sum deposited exceeds the cost of such repairs shall forthwith be refunded.

(3) Where any moneys heretofore or hereafter paid to the Town to cover the cost of repairs to curbsings, sidewalks or paved boulevards or to any water service box or other service therein remain unclaimed in the hands of the treasurer of the Town for a period of six years, the treasurer of the Town may insert in any newspaper having general circulation in the Town a notice containing a list of such unclaimed moneys and stating that all persons having any claim to any of such moneys are required to prove their claims within ninety days from the publication of the notice, and, upon the expiration of ninety days from the publication of such notice, the treasurer of the Town may transfer all of such moneys against which no claim has been made to the general funds of the Town free of and from any and all claims of any kind whatsoever.

Unclaimed
deposits

8. Where farm lands containing not fewer than five acres and used exclusively for farm purposes were specially assessed prior to the 1st day of January, 1965, with a special rate per foot frontage imposed under *The Local Improvement Act* in respect of the owner's portion of the cost of construction of watermains or sanitary sewers, the owners of such farm lands are relieved of, and such farm lands are exempt from, the special assessments referable to such frontage in excess of 100 feet falling due in each year up to and including 1964, provided such farm lands were used exclusively for farm purposes on the date the special assessments were imposed.

Exemption
from special
rate re
farm lands
in excess
of 100 feet
R.S.O. 1960
c. 223

9.—(1) Where farm lands referred to in section 8 continue to be used for farm purposes on and after the 1st day of January, 1965, and contain not fewer than five acres, the Town shall pass by-laws postponing the payment of all or any part of such special rate per foot frontage in excess of 100 feet until such time as the land ceases to be used exclusively as farm land.

By-laws
postponing
special
rate

(2) When the land in the opinion of the council of the Town ceases to be used exclusively as farm land, the amount of any special rate that has been postponed shall become due and payable forthwith upon demand by the Town.

When
postponed
rates
become due

(3) The clerk of the Town shall forthwith give notice by registered mail to the owner of lands affected by a by-law passed under subsection 1 of any demand made under subsection 2.

Notice

(4) When the council refuses to pass a by-law under subsection 1 in respect of any land on the application of the owner of such land, the clerk shall forthwith give notice of the refusal to the owner by registered mail.

Refusal
of town
to pass
by-law

Appeal

(5) Any person complaining that a by-law passed under subsection 1 does not sufficiently exempt him, or that a demand made under subsection 2 should not have been made, or that his application for a by-law under subsection 1 should not have been refused, may within fourteen days after the mailing of the notice notify the clerk of the Town of his intention to appeal to the Judge, and subsections 3, 4, 5, 6 and 7 of section 37 of *The Assessment Act* apply *mutatis mutandis* to such appeals.

R.S.O. 1960,
c. 23

Records to
be kept by
treasurer

(6) The treasurer of the Town shall keep a record of the local improvement rates in respect of which a by-law has been enacted postponing all or any part of a special rate per foot frontage in excess of 100 feet and the amount of such rates that is paid in each year.

Registration
of by-laws

(7) Every by-law postponing the payment of all or any part of such special rate per foot frontage in excess of 100 feet shall be registered against the land affected in the appropriate registry or land titles office.

Registration
of certificates
of payment

(8) Where a by-law postponing the payment of all or any part of a special rate per foot frontage has been registered under subsection 7 and the whole of such special rate per foot frontage has been paid to the Town in respect of a particular parcel of land affected by the by-law, the Town shall register a certificate of such payment against such land in the appropriate registry or land titles office.

Cancellation
of special
assessments

10.—(1) Where in the opinion of the council of the Town, as evinced by a declaratory resolution passed by a majority of two-thirds of all the members of the council, it would not be possible or practical for the owners of lands on the north side of the Lakeshore Highway to connect their lands to the sanitary sewer installed on the south side of such highway pursuant to By-law No. 1625 of the Township of Nelson, the council may, by by-law, cancel the special assessments made against such owners by the said By-law No. 1625.

Charged to
improvement
area

(2) Any special assessment so cancelled shall be charged to the improvement area of the Town.

Refund
of special
assessment

(3) Any special assessment so cancelled which has been paid may be refunded by the Town.

Cancellation
of taxes

11. The Town may, by by-law, cancel the taxes, except local improvement rates, levied in 1963 and 1964 against the property known as St. Mary's Parish Hall except such part thereof as was in such years used for residential purposes.

12. This Act comes into force on the day it receives Royal ^{Commence-} Assent.^{ment}

13. This Act may be cited as *The Town of Burlington* ^{Short title} *Act, 1965.*

SCHEDULE

AGREEMENT made as of the 31st day of December, A.D. 1964,

BETWEEN:

CECIL H. NORTON, of the Town of Burlington, in the
County of Halton,
hereinafter called the "Operator",

OF THE FIRST PART,

— and —

THE CORPORATION OF THE TOWN OF BURLINGTON,
hereinafter called the "Corporation",

OF THE SECOND PART.

WHEREAS the Operator desires to operate and maintain a bus service in the Town of Burlington;

AND WHEREAS the Council of the Corporation of the Town of Burlington pursuant to the provisions of *The Municipal Act*, R.S.O. 1960, cap. 249, is prepared to grant the right to do so to Cecil H. Norton in the terms hereafter set forth;

WITNESSETH in consideration of the premises and mutual covenants hereinafter set forth, the parties hereto covenant and agree as follows:

1. The Corporation grants to the Operator an exclusive right, power and privilege, subject to the restrictions, covenants, conditions and provisos herein contained, to operate public vehicles for the transportation for compensation of passengers, or passengers and express freight which might be carried in a passenger vehicle, to, over and along each and any of the streets, avenues or highways presently or as they may hereafter exist within the corporate limits of the Town of Burlington.

2. Nothing in the preceding paragraph, or in this agreement elsewhere contained, shall derogate from any of the rights, powers and privileges as of the 1st day of January, 1958, existing or vested on that date in any other operator respecting,

- (a) the operation of motor vehicles as public vehicles within the meaning of *The Public Vehicles Act* of Ontario within or through the Town of Burlington determined according to operating licences held by such other operator issued pursuant to *The Public Vehicles Act*, or
- (b) the right of any such other operator to take on passengers and their baggage, or express freight, within the limits of the Town of Burlington, as such limits may from time to time exist, and discharge such passengers, baggage or express freight within such limits of the Town of Burlington.

The said operators and their respective routes as of the 1st day of January, 1958, are shown in Appendix "A" attached hereto and forming part hereof.

3. The Operator covenants and agrees that he will, at all times, during the currency of this agreement continue to operate a bus service within the Town of Burlington.

4. Upon request of the Operator, the Corporation will designate certain areas upon any route, over which the Operator operates a service, as areas for the use of the Operator to pick up and discharge passengers. The location and number of such areas shall be in the discretion of the Corporation, and the use of such areas shall not be exclusive to the Operator where any other operator, as mentioned in Section 2, uses the same route.

5. The Corporation reserves the right to designate which streets, avenues and highways within the corporate limits of the Town of Burlington shall be used as a route by the Operator, and nothing herein shall be construed as in any way interfering with the right of the Corporation to designate streets as one-way streets, to close or open streets, or to pass by-laws dealing with streets in any respect as heretofore.

6. The Corporation covenants and agrees that it will not permit any other operator, subject to the provisions of Section 2 hereof, to operate a bus service for the carrying of passengers for compensation within the Town of Burlington, and will pass such by-laws and do all such acts and things as are necessary for the due performance of this agreement, according to its true intent and meaning.

7. The Operator covenants and agrees that the fares charged as at November 3, 1961, shall be continued without change except upon application to and approval of the Council of the Corporation.

8. The Operator covenants and agrees that the time schedules in effect as at November 3, 1961, shall be continued without change except upon application to and approval of the Council of the Corporation.

9. The Operator covenants and agrees to file proof annually of insurance coverage for the ensuing year on the following basis:

Passenger hazard, public liability
and property damage. \$ 500,000.00 inclusive

10. The Parties hereto agree that, in the event that the Operator applies to the Corporation for a subsidy in the operation of its service under this agreement, this agreement shall, at the option of the Corporation exercised by notice in writing, be terminated and for all purposes be null and void.

11. This agreement shall enure to the benefit of the Parties hereto, their heirs, assigns, and successors, for a term of ten years from the date hereof.

12. This agreement shall not take effect unless confirmed by the Legislative Assembly of the Province of Ontario but if so confirmed shall have effect from its date.

IN WITNESS WHEREOF the Operator has hereunto set his hand and seal and the Corporation has hereunto caused its Corporate Seal to be attested by its proper officers in that behalf.

CECIL H. NORTON.

THE CORPORATION OF THE TOWN
OF BURLINGTON:

OWEN F. MULLIN,
Mayor.

WM. K. SIMS,
Clerk.

Appendix "A"

ATTACHED TO BY-LAW No. 2441

ROUTES EFFECTIVE: 1st JANUARY, 1958 AS UNDER:

OPERATOR	ROUTE
Gray Coach Lines Ltd.	(1) <i>Toronto—Buffalo via Queen Elizabeth Way</i> Queen Elizabeth Way, Plains Road East, Brant Street, Lakeshore Road, Beach Boulevard.
	(2) <i>Mimico—Buffalo via Lake Shore Road</i> Lake Shore Road, Beach Boulevard.
	(3) <i>Toronto—Hamilton via Lake Shore Road</i> Lake Shore Road, North Shore Boulevard E., King Road, Plains Road East and Plains Road West.
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Hamilton Street Railway Co.	(1) <i>Hamilton—Fisher's Corners via Queen Elizabeth Way</i> No. 2 Highway, Lake Shore Road, Brant Street, Plains Road East, Queensway Drive, Guelph Line, New Street, Martha Street, James Street, John Street, No. 2 Highway, Lake Shore Road and Beach Boulevard.

Appendix "A"—Continued

ATTACHED TO BY-LAW No. 2441

ROUTES EFFECTIVE: 1st JANUARY, 1958 AS UNDER:

OPERATOR	ROUTE
Canada Coach Lines Limited.....	(1) <i>Route 14—Hamilton—Guelph</i> via No. 6 Highway.
	(2) <i>Route 16—Hamilton—Milton</i> Plains Road West, Plains Road East, Brant Street, Lake Shore Road, John Street, James Street, New Street, Guelph Line, Dundas Street.
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	(a) Hamilton—Waterdown via Snake Road.
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An Act respecting the Town of Burlington

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. KERR

*(Reprinted as amended by the
Committee on Private Bills)*

BILL Pr14

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Town of Burlington

MR. KERR

TORONTO

PRINTED AND PUBLISHED BY FRANK FOGG, QUEEN'S PRINTER

BILL Pr14 **1965**

An Act respecting the Town of Burlington

WHEREAS The Corporation of the Town of Burlington Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. In this Act, Interpre-
tation

(a) "Judge" means the judge or junior judge of the
county court of the County of Halton;

(b) "Town" means The Corporation of the Town of
Burlington.

2. Subsection 3 of section 405 of *The Municipal Act* applies Mileage
allowance
R.S.O. 1960,
c. 249
to the council of the Town as if it were the council of a county
or township.

3. The council of the Town may, by by-law, establish a Harbour
patrol
force to patrol its harbours and waterfront for the purpose of
ensuring the safety of persons using small boats, may appoint
a committee to manage the force and may make grants of
money to meet the expenses thereof.

4.—(1) The bus franchise agreement set forth as the Bus
franchise
agreement
confirmed
Schedule hereto is hereby ratified and confirmed and declared
to be legal, valid and binding from the 31st day of December,
1964.

(2) Clauses *c* and *d* of paragraph 88 of subsection 1 of Application
of
R.S.O. 1960,
c. 249, s. 379,
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par. 88
section 379 of *The Municipal Act* apply *mutatis mutandis* to
the bus franchise agreement referred to in subsection 1.

(3) The Town, its successors and assigns, shall indemnify Liability
upon
termination
of bus
franchise
and save harmless The Corporation of the City of Hamilton,
The Hamilton Transit Commission, The Hamilton Street

Railway Company and The Canada Coach Lines Limited, and their respective successors and assigns, from any liability that may be imposed upon them or any of them to compensate Cecil H. Norton, his heirs, executors, administrators or assigns, for the value of the bus franchise referred to in subsection 1 upon termination thereof prior to its expiration.

Assessment
of private
drain
connections
R.S.O. 1960,
c. 223

5. Notwithstanding subsection 4 of section 3 of *The Local Improvement Act*, where the width of a street exceeds sixty-six feet, the amount to be assessed against each lot in respect of each private drain connection, whether for sanitary, storm or combined sewage, not exceeding six inches in diameter, installed in the Town shall not exceed the cost of such a private drain connection thirty-three feet in length, and the cost of the part of such a private drain in excess of thirty-three feet in length shall be part of the Town's portion of the cost.

Licensing
and
regulating
untravelling
portions of
highways
R.S.O. 1960,
c. 296

6. The Town is authorized to license and regulate the use of untravelled portions of the highways within any area of the Town, designated as a commercial or industrial area pursuant to the provisions of *The Planning Act*, for such consideration and upon such terms and conditions as may be agreed upon.

Deposit
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sidewalks,
etc., upon
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permit

7.—(1) The council of the Town may pass by-laws for regulating the crossing of curb-lines, sidewalks or paved boulevards by vehicles delivering materials to or removing materials from abutting lands on which any building is being erected, altered or repaired, and for requiring the owners of such abutting lands, upon any application for the issuing of a permit certifying to the approval of plans of buildings to be erected, altered or repaired thereon, to pay to the Town a sum of money not to exceed \$5 per foot of the limit of the lot abutting directly on such sidewalk, curbing or paved boulevard as a deposit to meet the cost of repairing any damage to the sidewalk, curbing or paved boulevard or to any water service box or other service therein caused by the crossing thereof by such vehicles.

Refund

(2) Where a by-law passed under this section requires the payment of a deposit to cover the cost of damage to a sidewalk, curbing or paved boulevard, or to any water service box or other service therein, the by-law shall provide that, upon the completion of the erection, alteration or repair of the building or buildings on the lands abutting such sidewalk, curbing or paved boulevard and upon application by the person by whom the deposit was paid, the amount by which the sum deposited exceeds the cost of such repairs shall forthwith be refunded.

(3) Where any moneys heretofore or hereafter paid to the Town to cover the cost of repairs to curbs, sidewalks or paved boulevards or to any water service box or other service therein remain unclaimed in the hands of the treasurer of the Town for a period of six years, the treasurer of the Town may insert in any newspaper having general circulation in the Town a notice containing a list of such unclaimed moneys and stating that all persons having any claim to any of such moneys are required to prove their claims within ninety days from the publication of the notice, and, upon the expiration of ninety days from the publication of such notice, the treasurer of the Town may transfer all of such moneys against which no claim has been made to the general funds of the Town free of and from any and all claims of any kind whatsoever.

Unclaimed
deposits

8. Where farm lands containing not fewer than five acres and used exclusively for farm purposes were specially assessed prior to the 1st day of January, 1965, with a special rate per foot frontage imposed under *The Local Improvement Act* in respect of the owner's portion of the cost of construction of watermains or sanitary sewers, the owners of such farm lands are relieved of, and such farm lands are exempt from, the special assessments referable to such frontage in excess of 100 feet falling due in each year up to and including 1964, provided such farm lands were used exclusively for farm purposes on the date the special assessments were imposed.

Exemption
from special
rate re
farm lands
in excess
of 100 feet
R.S.O. 1960,
c. 223

9.—(1) Where farm lands referred to in section 8 continue to be used for farm purposes on and after the 1st day of January, 1965, and contain not fewer than five acres, the Town shall pass by-laws postponing the payment of all or any part of such special rate per foot frontage in excess of 100 feet until such time as the land ceases to be used exclusively as farm land.

By-laws
postponing
special
rate

(2) When the land in the opinion of the council of the Town ceases to be used exclusively as farm land, the amount of any special rate that has been postponed shall become due and payable forthwith upon demand by the Town.

When
postponed
rates
become due

(3) The clerk of the Town shall forthwith give notice by registered mail to the owner of lands affected by a by-law passed under subsection 1 of any demand made under subsection 2.

Notice

(4) When the council refuses to pass a by-law under subsection 1 in respect of any land on the application of the owner of such land, the clerk shall forthwith give notice of the refusal to the owner by registered mail.

Refusal
of town
to pass
by-law

Appeal

(5) Any person complaining that a by-law passed under subsection 1 does not sufficiently exempt him, or that a demand made under subsection 2 should not have been made, or that his application for a by-law under subsection 1 should not have been refused, may within fourteen days after the mailing of the notice notify the clerk of the Town of his intention to appeal to the Judge, and subsections 3, 4, 5, 6 and 7 of section 37 of *The Assessment Act* apply *mutatis mutandis* to such appeals.

R.S.O. 1960,
c. 23

Records to
be kept by
treasurer

(6) The treasurer of the Town shall keep a record of the local improvement rates in respect of which a by-law has been enacted postponing all or any part of a special rate per foot frontage in excess of 100 feet and the amount of such rates that is paid in each year.

Registration
of by-laws

(7) Every by-law postponing the payment of all or any part of such special rate per foot frontage in excess of 100 feet shall be registered against the land affected in the appropriate registry or land titles office.

Registration
of certificates
of payment

(8) Where a by-law postponing the payment of all or any part of a special rate per foot frontage has been registered under subsection 7 and the whole of such special rate per foot frontage has been paid to the Town in respect of a particular parcel of land affected by the by-law, the Town shall register a certificate of such payment against such land in the appropriate registry or land titles office.

Cancellation
of special
assessments

10.—(1) Where in the opinion of the council of the Town, as evinced by a declaratory resolution passed by a majority of two-thirds of all the members of the council, it would not be possible or practical for the owners of lands on the north side of the Lakeshore Highway to connect their lands to the sanitary sewer installed on the south side of such highway pursuant to By-law No. 1625 of the Township of Nelson, the council may, by by-law, cancel the special assessments made against such owners by the said By-law No. 1625.

Charged to
improvement
area

(2) Any special assessment so cancelled shall be charged to the improvement area of the Town.

Refund
of special
assessment

(3) Any special assessment so cancelled which has been paid may be refunded by the Town.

Cancellation
of taxes

11. The Town may, by by-law, cancel the taxes, except local improvement rates, levied in 1963 and 1964 against the property known as St. Mary's Parish Hall except such part thereof as was in such years used for residential purposes.

12. This Act comes into force on the day it receives Royal ^{Commence-}
Assent. ^{ment}

13. This Act may be cited as *The Town of Burlington* ^{Short title}
Act, 1965.

SCHEDULE

AGREEMENT made as of the 31st day of December, A.D. 1964,

BETWEEN:

CECIL H. NORTON, of the Town of Burlington, in the
County of Halton,
hereinafter called the "Operator",

OF THE FIRST PART,

— and —

THE CORPORATION OF THE TOWN OF BURLINGTON,
hereinafter called the "Corporation",

OF THE SECOND PART.

WHEREAS the Operator desires to operate and maintain a bus service in the Town of Burlington;

AND WHEREAS the Council of the Corporation of the Town of Burlington pursuant to the provisions of *The Municipal Act*, R.S.O. 1960, cap. 249, is prepared to grant the right to do so to Cecil H. Norton in the terms hereafter set forth;

WITNESSETH in consideration of the premises and mutual covenants hereinafter set forth, the parties hereto covenant and agree as follows:

1. The Corporation grants to the Operator an exclusive right, power and privilege, subject to the restrictions, covenants, conditions and provisos herein contained, to operate public vehicles for the transportation for compensation of passengers, or passengers and express freight which might be carried in a passenger vehicle, to, over and along each and any of the streets, avenues or highways presently or as they may hereafter exist within the corporate limits of the Town of Burlington.

2. Nothing in the preceding paragraph, or in this agreement elsewhere contained, shall derogate from any of the rights, powers and privileges as of the 1st day of January, 1958, existing or vested on that date in any other operator respecting,

- (a) the operation of motor vehicles as public vehicles within the meaning of *The Public Vehicles Act* of Ontario within or through the Town of Burlington determined according to operating licences held by such other operator issued pursuant to *The Public Vehicles Act*, or
- (b) the right of any such other operator to take on passengers and their baggage, or express freight, within the limits of the Town of Burlington, as such limits may from time to time exist, and discharge such passengers, baggage or express freight within such limits of the Town of Burlington.

The said operators and their respective routes as of the 1st day of January, 1958, are shown in Appendix "A" attached hereto and forming part hereof.

3. The Operator covenants and agrees that he will, at all times, during the currency of this agreement continue to operate a bus service within the Town of Burlington.

4. Upon request of the Operator, the Corporation will designate certain areas upon any route, over which the Operator operates a service, as areas for the use of the Operator to pick up and discharge passengers. The location and number of such areas shall be in the discretion of the Corporation, and the use of such areas shall not be exclusive to the Operator where any other operator, as mentioned in Section 2, uses the same route.

5. The Corporation reserves the right to designate which streets, avenues and highways within the corporate limits of the Town of Burlington shall be used as a route by the Operator, and nothing herein shall be construed as in any way interfering with the right of the Corporation to designate streets as one-way streets, to close or open streets, or to pass by-laws dealing with streets in any respect as heretofore.

6. The Corporation covenants and agrees that it will not permit any other operator, subject to the provisions of Section 2 hereof, to operate a bus service for the carrying of passengers for compensation within the Town of Burlington, and will pass such by-laws and do all such acts and things as are necessary for the due performance of this agreement, according to its true intent and meaning.

7. The Operator covenants and agrees that the fares charged as at November 3, 1961, shall be continued without change except upon application to and approval of the Council of the Corporation.

8. The Operator covenants and agrees that the time schedules in effect as at November 3, 1961, shall be continued without change except upon application to and approval of the Council of the Corporation.

9. The Operator covenants and agrees to file proof annually of insurance coverage for the ensuing year on the following basis:

Passenger hazard, public liability
and property damage.....\$ 500,000.00 inclusive

10. The Parties hereto agree that, in the event that the Operator applies to the Corporation for a subsidy in the operation of its service under this agreement, this agreement shall, at the option of the Corporation exercised by notice in writing, be terminated and for all purposes be null and void.

11. This agreement shall enure to the benefit of the Parties hereto, their heirs, assigns, and successors, for a term of ten years from the date hereof.

12. This agreement shall not take effect unless confirmed by the Legislative Assembly of the Province of Ontario but if so confirmed shall have effect from its date.

IN WITNESS WHEREOF the Operator has hereunto set his hand and seal and the Corporation has hereunto caused its Corporate Seal to be attested by its proper officers in that behalf.

CECIL H. NORTON.

THE CORPORATION OF THE TOWN
OF BURLINGTON:

OWEN F. MULLIN,
Mayor.

Wm. K. SIMS,
Clerk.

Appendix "A"

ATTACHED TO BY-LAW No. 2441

ROUTES EFFECTIVE: 1st JANUARY, 1958 AS UNDER:

OPERATOR	ROUTE
Gray Coach Lines Ltd.....	(1) <i>Toronto—Buffalo via Queen Elizabeth Way</i> Queen Elizabeth Way, Plains Road East, Brant Street, Lakeshore Road, Beach Boulevard.
	(2) <i>Mimico—Buffalo via Lake Shore Road</i> Lake Shore Road, Beach Boulevard.
	(3) <i>Toronto—Hamilton via Lake Shore Road</i> Lake Shore Road, North Shore Boulevard E., King Road, Plains Road East and Plains Road West.
	(4) <i>Toronto—Hamilton via Queen Elizabeth Way</i> Queen Elizabeth Way, Plains Road East and Plains Road West.
	(5) <i>Toronto—Hamilton via No. 5 and No. 6 Highways</i> Dundas Street, Number 6 Highway.
Hamilton Street Railway Co.....	(1) <i>Hamilton—Fisher's Corners via Queen Elizabeth Way</i> No. 2 Highway, Lake Shore Road, Brant Street, Plains Road East, Queensway Drive, Guelph Line, New Street, Martha Street, James Street, John Street, No. 2 Highway, Lake Shore Road and Beach Boulevard.

Appendix "A"—Continued

ATTACHED TO BY-LAW NO. 2441

ROUTES EFFECTIVE: 1st JANUARY, 1958 AS UNDER:

OPERATOR	ROUTE
Canada Coach Lines Limited.....	(1) <i>Route 14—Hamilton—Guelph</i> via No. 6 Highway.
	(2) <i>Route 16—Hamilton—Milton</i> Plains Road West, Plains Road East, Brant Street, Lake Shore Road, John Street, James Street, New Street, Guelph Line, Dundas Street.
	(3) <i>Route 15—Hamilton—Waterdown</i> Plains Road West, Waterdown Road.
	(4) <i>Unscheduled Routes</i>
	(a) Hamilton—Waterdown via Snake Road.
	(b) Hamilton—LaSalle Park via Plains Road West and LaSalle Park Road.
	(c) Hamilton—Hidden Valley Park via Plains Road West, Howard Road and Hidden Valley Road.

An Act respecting the Town of Burlington

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

Mr. KERR

BILL Pr15

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting The Salvation Army

MR. COWLING

(PRIVATE BILL)

BILL Pr15

1965

An Act respecting The Salvation Army

WHEREAS the Governing Council of The Salvation Army, Canada East, by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Salvation Army Property Act* is amended by adding ^{1909, c. 159,} thereto the following section: amended

5a.—(1) All real property, as defined in *The Assessment Act*, owned by the Council and used exclusively ^{Tax exemption} for the religious, charitable, welfare, social service or educational objects and purposes of the Council is exempt from taxation for municipal and school purposes, except local improvement rates. R.S.O. 1960, c. 23

(2) The exemption under subsection 1 does not apply to real property of the Council in respect of which rent is received by the Council. Application

2. This Act shall be deemed to have come into force on the 1st day of January, 1965. Commence-
ment

3. This Act may be cited as *The Salvation Army Act, 1965*. Short title

An Act respecting The Salvation Army

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. COWLING

(*Private Bill*)

BILL Pr16

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Belleville

MR. SANDERCOCK

(PRIVATE BILL)

BILL Pr16

1965

An Act respecting the City of Belleville

WHEREAS The Corporation of the City of Belleville ^{Preamble}
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. For the year 1966 and thereafter, the council of The ^{Composition}
Corporation of the City of Belleville shall consist of a mayor ^{of council}
and ten aldermen to be elected by general vote.

2.—(1) All members of the council for the year 1965 shall ^{Term of}
cease to hold office at the end of the year 1965. ^{office, 1965}
^{council}
^{members}

(2) At the election next after this Act comes into force and ^{Election}
every two years thereafter, there shall be elected a mayor and
ten aldermen, who shall remain in office for a two-year term.

3. For the purposes of subsections 6 and 7 of section 53 of ^{Application}
The Municipal Act, a by-law shall be deemed to have been ^{of}
passed under subsection 1 of that section on the day this Act ^{R.S.O. 1960,}
comes into force providing for biennial elections. ^{c. 249, s. 53,}
^{subss. 6, 7}

4. The following are repealed:

Repeal;

1. *The City of Belleville Act, 1959.*

1959, c. 149

2. *The City of Belleville Act, 1962-63.*

1962-63,
c. 110

5. This Act comes into force on the day it receives Royal ^{Commence-}
Assent. ^{ment}

6. This Act may be cited as *The City of Belleville Act, 1965.* ^{Short title}

An Act respecting the City of Belleville

1st Reading

2nd Reading

3rd Reading

MR. SANDERCOCK

(Private Bill)

BILL Pr16

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Belleville

MR. SANDERCOCK

BILL Pr16

1965

An Act respecting the City of Belleville

WHEREAS The Corporation of the City of Belleville ^{Preamble}
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. For the year 1966 and thereafter, the council of The ^{Composition}
Corporation of the City of Belleville shall consist of a mayor ^{of council}
and ten aldermen to be elected by general vote.

2.—(1) All members of the council for the year 1965 shall ^{Term of}
cease to hold office at the end of the year 1965. ^{office, 1965}
^{council}
^{members}

(2) At the election next after this Act comes into force and ^{Election}
every two years thereafter, there shall be elected a mayor and
ten aldermen, who shall remain in office for a two-year term.

3. For the purposes of subsections 6 and 7 of section 53 of ^{Application}
The Municipal Act, a by-law shall be deemed to have been ^{of}
passed under subsection 1 of that section on the day this Act ^{R.S.O. 1960,}
comes into force providing for biennial elections. ^{c. 249, s. 53,}
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4. The following are repealed:

Repeal:

1. *The City of Belleville Act, 1959.*

1959, c. 149

2. *The City of Belleville Act, 1962-63.*

1962-63,
c. 110

5. This Act comes into force on the day it receives Royal ^{Commence-}
Assent. ^{ment}

6. This Act may be cited as *The City of Belleville Act, 1965.* ^{Short title}

An Act respecting the City of Belleville

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. SANDERCOCK

BILL Pr17

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Cornwall

MR. GUINDON

(PRIVATE BILL)

BILL Pr17

1965

An Act respecting the City of Cornwall

WHEREAS The Corporation of the City of Cornwall ^{Preamble} by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-law No. 1756 for The Corporation of the City of Cornwall, set forth as the Schedule hereto, being a by-law to reduce the levy covering the cost of the West Front sanitary sewer, is declared to be legal, valid and binding upon the Corporation and the ratepayers and inhabitants thereof. ^{By-law to reduce levy validated}
2. This Act comes into force on the day it receives Royal Assent. ^{Commencement}
3. This Act may be cited as *The City of Cornwall Act, 1965*. ^{Short title}

SCHEDULE

BY-LAW No. 1756

FOR THE CORPORATION OF THE CITY OF CORNWALL

FOR THE YEAR 1964

A BY-LAW to reduce the levy covering the cost of the West Front Sanitary Sewer.

WHEREAS the Corporation of the Township of Cornwall, prior to annexation (which took effect on January 1st, 1957) constructed a sanitary sewer in the Dover Heights, Stidwill, Surgenor and Pescod subdivisions pursuant to By-law No. 1839 of the Corporation of the Township of Cornwall; which work was approved by Order of the Ontario Municipal Board dated the 30th day of July, 1951, as amended by Order dated the 3rd day of September, 1954;

AND WHEREAS debentures covering the cost of the said works were sold pursuant to By-law No. 1879 of the said Township of Cornwall, repayable over a term of twenty years; the first payment of which was made in the year 1955;

AND WHEREAS the said works was, in effect, a trunk sewer designed to service a much greater area than the said subdivisions, which resulted in unusually high costs;

AND WHEREAS additional subdivisions have now been developed which are being serviced by the said sewer and the owners of lands being assessed under *The Local Improvement Act* have requested the Corporation of the City of Cornwall to relieve them of part of the cost of the said sewer;

NOW, THEREFORE, the Council of the Corporation of the City of Cornwall enacts as follows:

1. There shall be collected against the persons specially assessed under the said by-laws, 50% only of the special assessment for each of the years 1965 to 1974 inclusive. The balance of the special assessment shall be paid by the Corporation of the City of Cornwall out of the general rate of the municipality.

PASSED, SIGNED AND SEALED in Open Council this 9th day of November, A.D. 1964.

N. KANIB,
Mayor.

M. A. BOYER,
Clerk.

An Act respecting
the City of Cornwall

1st Reading

2nd Reading

3rd Reading

MR. GUINDON

(Private Bill)

BILL Pr17

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

BILL Pr17

An Act respecting the City of Cornwall

MR. GUINDON

BILL Pr17 1965**An Act respecting the City of Cornwall**

WHEREAS The Corporation of the City of Cornwall ^{Preamble}
by its petition has prayed for special legislation in
respect of the matter hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. By-law No. 1756 for The Corporation of the City of ^{By-law}
Cornwall, set forth as the Schedule hereto, being a by-law to ^{to reduce}
reduce the levy covering the cost of the West Front sanitary ^{levy}
sewer, is declared to be legal, valid and binding upon the ^{validated}
Corporation and the ratepayers and inhabitants thereof.

2. This Act comes into force on the day it receives Royal ^{Commence-}
Assent. ^{ment}

3. This Act may be cited as *The City of Cornwall Act, 1965*. ^{Short title}

SCHEDULE

BY-LAW No. 1756

FOR THE CORPORATION OF THE CITY OF CORNWALL

FOR THE YEAR 1964

A BY-LAW to reduce the levy covering the cost of the West Front Sanitary Sewer.

WHEREAS the Corporation of the Township of Cornwall, prior to annexation (which took effect on January 1st, 1957) constructed a sanitary sewer in the Dover Heights, Stidwill, Surgenor and Pescod subdivisions pursuant to By-law No. 1839 of the Corporation of the Township of Cornwall; which work was approved by Order of the Ontario Municipal Board dated the 30th day of July, 1951, as amended by Order dated the 3rd day of September, 1954;

AND WHEREAS debentures covering the cost of the said works were sold pursuant to By-law No. 1879 of the said Township of Cornwall, repayable over a term of twenty years; the first payment of which was made in the year 1955;

AND WHEREAS the said works was, in effect, a trunk sewer designed to service a much greater area than the said subdivisions, which resulted in unusually high costs;

AND WHEREAS additional subdivisions have now been developed which are being serviced by the said sewer and the owners of lands being assessed under *The Local Improvement Act* have requested the Corporation of the City of Cornwall to relieve them of part of the cost of the said sewer;

NOW, THEREFORE, the Council of the Corporation of the City of Cornwall enacts as follows:

1. There shall be collected against the persons specially assessed under the said by-laws, 50% only of the special assessment for each of the years 1965 to 1974 inclusive. The balance of the special assessment shall be paid by the Corporation of the City of Cornwall out of the general rate of the municipality.

PASSED, SIGNED AND SEALED in Open Council this 9th day of November, A.D. 1964.

N. KANIB,
Mayor.

M. A. BOYER,
Clerk.

An Act respecting
the City of Cornwall

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. GUINDON

BILL Pr18

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting United Co-operatives of Ontario

MR. ROOT

(PRIVATE BILL)

BILL Pr18

1965

An Act respecting United Co-operatives of Ontario

WHEREAS United Co-operatives of Ontario, herein ^{Preamble}
called the Company, by its petition has represented
that it was incorporated by *The United Co-operatives of Ontario* ^{1948, c. 130}
Act, 1948 with an authorized capital of \$3,000,000, divided
into 214,950 common shares having a par value of \$10 each
and 121,500 non-voting preference shares having a par value
of \$7 each, and that all the issued preference shares of the
Company have been redeemed, and that by *The United* ^{1956, c. 126}
Co-operatives of Ontario Act, 1956 the unissued preference
shares were cancelled and the authorized capital was increased
to \$6,000,000 by the creation of 385,050 common shares
having a par value of \$10 each ranking in all respects *pari*
passu with the existing common shares, and that the author-
ized capital of the Company has since been decreased to
\$3,948,830 by the purchase for cancellation of 205,117 issued
common shares of the Company, and that the Company
desires to increase its authorized capital to \$25,000,000; and
whereas the petitioner has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it
is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. Clause *e* of section 2 of *The United Co-operatives of* ^{1948, c. 130,}
Ontario Act, 1948 is repealed. <sup>s. 2, cl. *e*,
repealed</sup>

2. Section 3 of *The United Co-operatives of Ontario Act,* ^{1948, c. 130,}
1948 is repealed and the following substituted therefor: <sup>s. 3,
re-enacted</sup>

3. The head office of the Company shall be at The ^{Head office}
Municipality of Metropolitan Toronto.

3. Section 4 of *The United Co-operatives of Ontario Act, 1948* ^{1948, c. 130,}
is repealed and the following substituted therefor: <sup>s. 4,
re-enacted</sup>

Capital

- 4.—(1) The authorized capital of the Company is increased from \$3,948,830 to \$25,000,000 by the creation of 1,105,117 common shares with a par value of \$10 each ranking in all respects on a parity with the existing common shares, the creation of 500,000 Class "A" non-voting preference shares with a par value of \$10 each and 500,000 Class "B" non-voting preference shares with a par value of \$10 each.

Class "A"
non-voting
preference
shares

- (2) The Class "A" non-voting preference shares shall have attached thereto the following:

1. The holders of the Class "A" preference shares shall in each year in the discretion of the directors, but always in preference and priority to any payment of patronage return or dividends on any other shares for such year, be entitled, out of any or all profits or surplus available for dividends, to cumulative dividends at the rate of 5 per cent per annum on the amount paid on the Class "A" preference shares; if on any dividend payment date the dividend payable on such date is not paid in full on all the Class "A" preference shares then issued and outstanding, such dividend, or the unpaid portion thereof, shall be paid at a subsequent date or dates as and when declared by the board of directors; the holders of Class "A" preference shares shall not be entitled as such to any dividends other than or in excess of the cash dividends hereinbefore provided for; no dividends shall at any time be declared and set apart for the common shares or any of them or any other shares of the Company junior to the Class "A" preference shares, nor shall the Company call for redemption less than all the outstanding Class "A" preference shares unless all accrued dividends on the Class "A" preference shares then issued and outstanding shall have been declared and paid or provided for at the date of such declaration or payment or setting apart or call for redemption.
2. The Class "A" preference shares shall rank, as regards both dividend and repayment of capital, in priority to all other shares of the Company, but they shall not confer any further right to participate in profits or assets.

3. The Company may, upon giving notice as hereinafter provided, redeem the whole or any part of the Class "A" preference shares on payment for each share to be redeemed of the amount paid up thereon, together with all unpaid cumulative dividends, whether or not earned or declared, which shall have accrued thereon and which, for such purpose, shall be treated as accruing up to the date of such redemption; not less than thirty days' notice in writing of such redemption shall be given by mailing such notice to the registered holders of the shares to be redeemed, specifying the date and place or places of redemption; if notice of any such redemption is given by the Company in the manner aforesaid and an amount sufficient to redeem the shares is deposited with any trust company or chartered bank in Canada, as specified in the notice, on or before the date fixed for redemption, dividends on the Class "A" preference shares to be redeemed shall cease after the date so fixed for redemption, and the holders thereof shall thereafter have no rights against the Company in respect thereof except, upon the surrender of certificates for such shares, to receive payment therefor out of the moneys so deposited.
4. The Company shall have the right at any time and from time to time, without notice, to purchase for cancellation the whole or any part of the Class "A" preference shares at the lowest price at which, in the opinion of the directors, such shares are obtainable, but not exceeding the amount paid up thereon, together with all unpaid cumulative dividends, whether or not earned or declared, which shall have accrued thereon and which, for such purposes, shall be treated as accruing up to the date of such purchase.
5. In the event of the liquidation, dissolution or winding up of the Company, whether voluntary or involuntary, the holders of the Class "A" preference shares shall be entitled to receive, before any distribution of any part of the assets of the Company among the holders of any other shares, the amount paid up thereon, and any unpaid cumulative

dividends thereon, whether or not earned or declared, which shall accrue thereon and which, for such purpose, shall be treated as accruing up to the date of such liquidation, dissolution or winding up.

6. Subject to paragraph 7, the holders of the Class "A" preference shares shall not as such be entitled to vote at any meeting of the shareholders of the Company, but they shall be entitled to notice of meetings of shareholders called for the purpose of authorizing the dissolution of the Company or the sale of its undertaking or a substantial part thereof.

7. The authorization for an application to delete or vary any preference, right, condition, restriction, limitation or prohibition attaching to the Class "A" preference shares or to create preference shares in priority to or on a parity with the Class "A" preference shares, in addition to the authorization by a special resolution, may be given by at least two-thirds of the votes cast at a meeting of the holders of the Class "A" preference shares duly called for that purpose.

Class "B"
non-voting
preference
shares

(3) The non-voting Class "B" preference shares shall have attached thereto the following:

1. The holders of the Class "B" preference shares shall in each year in the discretion of the directors, but always in preference and priority to any payment of patronage dividends or dividends on the common shares for such year, be entitled, out of any and all profits or surplus available for dividends, to cumulative dividends at the rate of 4 per cent per annum on the amount paid up on the Class "B" preference shares; if on any dividend payment date the dividend payable on such date is not paid in full on all the Class "B" preference shares then issued and outstanding, such dividend, or the unpaid portion thereof, shall be paid at a subsequent date or dates as and when declared by the board of directors; the holders of Class "B" preference shares shall not be entitled to any dividends other than or in excess of the cash

dividends hereinbefore provided for; no dividends shall at any time be declared and paid on or declared and set apart for the common shares or any of them or any other shares of the Company junior to the Class "B" preference shares, nor shall the Company call for redemption less than all the outstanding Class "B" preference shares unless all accrued dividends on the Class "B" preference shares then issued and outstanding shall have been declared and paid or provided for at the date of such declaration or payment or setting apart or call for redemption.

2. The Class "B" preference shares shall rank, as regards both dividend and repayment of capital, in priority to common shares of the Company, but they shall not confer any further right to participate in profits or assets.
3. The Company may, upon giving notice as hereinafter provided, redeem the whole or any part of the Class "B" preference shares on payment for each share to be redeemed of the amount paid up thereon, together with all unpaid cumulative dividends, whether or not earned or declared, which shall have accrued thereon and which, for such purpose, shall be treated as accruing up to the date of such redemption; not less than thirty days' notice in writing of such redemption shall be given by mailing such notice to the registered holders of the shares to be redeemed, specifying the date and place or places of redemption; if notice of any such redemption is given by the Company in the manner aforesaid and an amount sufficient to redeem the shares is deposited with any trust company or chartered bank in Canada, as specified in the notice, on or before the date fixed for redemption, dividends on the Class "B" preference shares to be redeemed shall cease after the date so fixed for redemption, and the holders thereof shall thereafter have no rights against the Company in respect thereof except, upon the surrender of certificates for such shares, to receive payment therefor out of the moneys so deposited.
4. The Company shall have the right at any time and from time to time, without notice,

to purchase for cancellation the whole or any part of the Class "B" preference shares at the lowest price at which, in the opinion of the directors, such shares are obtainable, but not exceeding the amount paid up thereon, together with all unpaid cumulative dividends, whether or not earned or declared, which shall have accrued thereon and which, for such purpose, shall be treated as accruing up to the date of such purchase.

5. In the event of the liquidation, dissolution or winding up of the Company, whether voluntary or involuntary, the holders of the Class "B" preference shares shall be entitled to receive, before any distribution of any part of the assets of the Company among the holders of common shares, the amount paid up thereon and any unpaid cumulative dividends thereon, whether or not earned or declared, which shall accrue thereon and which, for such purpose, shall be treated as accruing up to the date of such liquidation, dissolution or winding up.
6. Subject to paragraph 7, the holders of the Class "B" preference shares shall not as such be entitled to vote at any meeting of the shareholders of the Company, but they shall be entitled to notice of meetings of shareholders called for the purpose of authorizing the dissolution of the Company or the sale of its undertaking or a substantial part thereof.
7. The authorization for an application to delete or vary any preference, right, condition, restriction, limitation or prohibition attaching to the Class "B" preference shares or to create preference shares in priority to or on a parity with the Class "B" preference shares, in addition to the authorization by a special resolution, may be given by at least two-thirds of the votes cast at a meeting of the holders of the Class "B" preference shares duly called for that purpose.

1948, c. 130,
s. 5,
re-enacted

Investment
of patronage
return in
shares of
Company

4. Section 5 of *The United Co-operatives of Ontario Act, 1948* is repealed and the following substituted therefor:

- 5.—(1) In order to further the co-operative character of the Company and to provide a means whereby its

current and active patrons will supply the capital of the Company, the Company may by by-law provide that each common shareholder each year shall be required to invest the whole or such portion of his patronage return as the directors may require in shares of the Company, and that, when in the opinion of the board of directors the issued capital is sufficient for the proper financing of the Company, the Company may redeem the outstanding common shares at the par value thereof on a revolving basis in the order by years in which the shares were issued, giving precedence to those held the longest.

- (2) Certificates for common shares of the Company shall be issued in an annual series, and each certificate shall indicate the year in which the shares represented by it were issued. Certificates for common shares

5. Section 9 of *The United Co-operatives of Ontario Act, 1948* is repealed and the following substituted therefor: 1948, c. 130, s. 9, re-enacted

9. The qualifications of a director shall be that he own at least one common share of the Company or that he be a member or shareholder of a co-operative corporation which owns at least one common share of the Company. Qualifications of director

6. Section 12 of *The United Co-operatives of Ontario Act, 1948* is amended by striking out "by each common shareholder" in the fourth line and inserting in lieu thereof "by the common shareholders", so that the section shall read as follows: 1948, c. 130, s. 12, amended

12. At the first annual meeting of the Company and at any general meeting thereafter, the powers of the common shareholders shall be vested in delegates to be elected or appointed by the common shareholders of the Company in such manner as may be provided for in the by-laws, and the delegates so elected or appointed shall exercise fully and completely in every way the powers or any part of the powers of the common shareholders of the Company; and a meeting of the delegates of the Company shall have the same effect in every way as a meeting of the common shareholders of the Company. Powers of shareholders vested in delegates

7. Subsection 1 of section 13 of *The United Co-operatives of Ontario Act, 1948* is repealed and the following substituted therefor: 1948, c. 130, s. 13, subs. 1, re-enacted

Votes for
delegates

- (1) Common shareholders shall be entitled at all meetings of the Company to one vote only for each delegate properly appointed and present in person at the meeting.

1948, c. 130,
s. 14, subs. 1,
cls. a, d,
re-enacted

8.—(1) Clauses *a* and *d* of subsection 1 of section 14 of *The United Co-operatives of Ontario Act, 1948* are repealed and the following substituted therefor:

- (a) to provide for the division of its common shareholders, other than co-operative corporations, into groups on the basis of the branch of the Company through which they do business, the election or appointment of delegates by co-operative corporations that are common shareholders and groups of common shareholders other than co-operative corporations, the qualifications of such delegates, determining the number of delegates for each common shareholder that is a co-operative corporation, either on the basis of the volume of business done by such common shareholder with the Company or on the basis of the number of members or shareholders of such shareholder, or partly on one basis and partly on the other, determining the number of delegates for groups of common shareholders, other than co-operative corporations, either on the basis of the volume of business done by such common shareholders with the Company or on the basis of the number of such common shareholders in each group, or partly on one basis and partly on the other, and designating the outlets of the Company to be included in each branch;

.

- (d) to provide for the appointment or election, by each co-operative corporation that is a common shareholder and by each group of other common shareholders, of alternate delegates to attend and vote at meetings of shareholders in the absence of the delegates.

1948, c. 130,
s. 14, subs. 1,
amended

(2) Subsection 1 of the said section 14 is amended by adding thereto the following clause:

- (i) to provide for the election of local advisory councils at each branch of the Company and to fix the duties and responsibilities of such advisory councils.

1948, c. 130,
s. 14, subs. 2,
re-enacted

(3) Subsection 2 of the said section 14 is repealed and the following substituted therefor:

- (2) Every by-law shall bind the Company and the common shareholders thereof to the same extent as if each corporate common shareholder had subscribed its name and affixed its corporate seal thereto and each common shareholder, other than corporate common shareholders, had signed such by-law and affixed his seal thereto, and as if there was in the by-law a covenant on the part of each common shareholder, his or its heirs, executors, successors and assigns, to conform thereto subject to the provisions of this Act.
- By-laws
a contract
with
shareholder

9. Subsection 2 of section 16 of *The United Co-operatives of Ontario Act, 1948* is repealed.

1948, c. 130,
s. 16, suba. 2,
repealed

10. Section 17 of *The United Co-operatives of Ontario Act, 1948* is repealed and the following substituted therefor:

1948, c. 130,
s. 17,
re-enacted

17.—(1) The Company shall be deemed to be a co-operative company operated on a co-operative basis as defined by Part V of *The Corporations Act*.

Company
deemed a
co-operative
company

(2) Except where inconsistent with this Act, Part V of *The Corporations Act*, except section 139, applies to the Company.

Application
of
R.S.O. 1960,
c. 71, Pt. V

(3) Except where inconsistent with this Act or Part V of *The Corporations Act*, the general provisions of *The Corporations Act* apply to the Company.

Application
of
R.S.O. 1960,
c. 71

11. *The United Co-operatives of Ontario Act, 1956* is repealed.

1956, c. 126,
repealed

12. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

13. This Act may be cited as *The United Co-operatives of Ontario Act, 1965*.

Short title

An Act respecting
United Co-operatives of Ontario

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. ROOT

(*Private Bill*)

BILL Pr18

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting United Co-operatives of Ontario

MR. ROOT

(Reprinted as amended by the Committee on Private Bills)

BILL Pr18

1965

An Act respecting United Co-operatives of Ontario

WHEREAS United Co-operatives of Ontario, herein Preamble
 called the Company, by its petition has represented
 that it was incorporated by *The United Co-operatives of Ontario* 1948, c. 130
Act, 1948 with an authorized capital of \$3,000,000, divided
 into 214,950 common shares having a par value of \$10 each
 and 121,500 non-voting preference shares having a par value
 of \$7 each, and that all the issued preference shares of the
 Company have been redeemed, and that by *The United* 1956, c. 126
Co-operatives of Ontario Act, 1956 the unissued preference
 shares were cancelled and the authorized capital was increased
 to \$6,000,000 by the creation of 385,050 common shares
 having a par value of \$10 each ranking in all respects *pari*
passu with the existing common shares, and that the author-
 ized capital of the Company has since been decreased to
 \$3,948,830 by the purchase for cancellation of 205,117 issued
 common shares of the Company, and that the Company
 desires to increase its authorized capital to \$25,000,000; and
 whereas the petitioner has prayed for special legislation in
 respect of the matters hereinafter set forth; and whereas it
 is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1. Clause *e* of section 2 of *The United Co-operatives of* 1948, c. 130,
Ontario Act, 1948 is repealed. s. 2, cl. *e*,
repealed

2. Section 3 of *The United Co-operatives of Ontario Act*, 1948, c. 130,
 1948 is repealed and the following substituted therefor: s. 3,
re-enacted

3. The head office of the Company shall be at The Head office
 Municipality of Metropolitan Toronto.

3. Section 4 of *The United Co-operatives of Ontario Act, 1948* 1948, c. 130,
 is repealed and the following substituted therefor: s. 4,
re-enacted

Capital

4.—(1) The authorized capital of the Company is increased from \$3,948,830 to \$25,000,000 by the creation of 1,105,117 common shares with a par value of \$10 each ranking in all respects on a parity with the existing common shares, the creation of 500,000 Class "A" non-voting preference shares with a par value of \$10 each and 500,000 Class "B" non-voting preference shares with a par value of \$10 each.

Class "A"
non-voting
preference
shares

(2) The Class "A" non-voting preference shares shall have attached thereto the following:

1. The holders of the Class "A" preference shares shall in each year in the discretion of the directors, but always in preference and priority to any payment of patronage return or dividends on any other shares for such year, be entitled, out of any or all profits or surplus available for dividends, to cumulative dividends at the rate of 5 per cent per annum on the amount paid on the Class "A" preference shares; if on any dividend payment date the dividend payable on such date is not paid in full on all the Class "A" preference shares then issued and outstanding, such dividend, or the unpaid portion thereof, shall be paid at a subsequent date or dates as and when declared by the board of directors; the holders of Class "A" preference shares shall not be entitled as such to any dividends other than or in excess of the cash dividends hereinbefore provided for; no dividends shall at any time be declared and set apart for the common shares or any of them or any other shares of the Company junior to the Class "A" preference shares, nor shall the Company call for redemption less than all the outstanding Class "A" preference shares unless all accrued dividends on the Class "A" preference shares then issued and outstanding shall have been declared and paid or provided for at the date of such declaration or payment or setting apart or call for redemption.
2. The Class "A" preference shares shall rank, as regards both dividend and repayment of capital, in priority to all other shares of the Company, but they shall not confer any further right to participate in profits or assets.

3. The Company may, upon giving notice as hereinafter provided, redeem the whole or any part of the Class "A" preference shares on payment for each share to be redeemed of the amount paid up thereon, together with all unpaid cumulative dividends, whether or not earned or declared, which shall have accrued thereon and which, for such purpose, shall be treated as accruing up to the date of such redemption; not less than thirty days' notice in writing of such redemption shall be given by mailing such notice to the registered holders of the shares to be redeemed, specifying the date and place or places of redemption; if notice of any such redemption is given by the Company in the manner aforesaid and an amount sufficient to redeem the shares is deposited with any trust company or chartered bank in Canada, as specified in the notice, on or before the date fixed for redemption, dividends on the Class "A" preference shares to be redeemed shall cease after the date so fixed for redemption, and the holders thereof shall thereafter have no rights against the Company in respect thereof except, upon the surrender of certificates for such shares, to receive payment therefor out of the moneys so deposited.
4. The Company shall have the right at any time and from time to time, without notice, to purchase for cancellation the whole or any part of the Class "A" preference shares at the lowest price at which, in the opinion of the directors, such shares are obtainable, but not exceeding the amount paid up thereon, together with all unpaid cumulative dividends, whether or not earned or declared, which shall have accrued thereon and which, for such purposes, shall be treated as accruing up to the date of such purchase.
5. In the event of the liquidation, dissolution or winding up of the Company, whether voluntary or involuntary, the holders of the Class "A" preference shares shall be entitled to receive, before any distribution of any part of the assets of the Company among the holders of any other shares, the amount paid up thereon, and any unpaid cumulative

dividends thereon, whether or not earned or declared, which shall accrue thereon and which, for such purpose, shall be treated as accruing up to the date of such liquidation, dissolution or winding up.

6. Subject to paragraph 7, the holders of the Class "A" preference shares shall not as such be entitled to vote at any meeting of the shareholders of the Company, but they shall be entitled to notice of meetings of shareholders called for the purpose of authorizing the dissolution of the Company or the sale of its undertaking or a substantial part thereof.
7. The authorization for an application to delete or vary any preference, right, condition, restriction, limitation or prohibition attaching to the Class "A" preference shares or to create preference shares in priority to or on a parity with the Class "A" preference shares, in addition to the authorization by a special resolution, may be given by at least two-thirds of the votes cast at a meeting of the holders of the Class "A" preference shares duly called for that purpose.

Class "B"
non-voting
preference
shares

- (3) The non-voting Class "B" preference shares shall have attached thereto the following:

1. The holders of the Class "B" preference shares shall in each year in the discretion of the directors, but always in preference and priority to any payment of patronage dividends or dividends on the common shares for such year, be entitled, out of any and all profits or surplus available for dividends, to cumulative dividends at the rate of 4 per cent per annum on the amount paid up on the Class "B" preference shares; if on any dividend payment date the dividend payable on such date is not paid in full on all the Class "B" preference shares then issued and outstanding, such dividend, or the unpaid portion thereof, shall be paid at a subsequent date or dates as and when declared by the board of directors; the holders of Class "B" preference shares shall not be entitled to any dividends other than or in excess of the cash

dividends hereinbefore provided for; no dividends shall at any time be declared and paid on or declared and set apart for the common shares or any of them or any other shares of the Company junior to the Class "B" preference shares, nor shall the Company call for redemption less than all the outstanding Class "B" preference shares unless all accrued dividends on the Class "B" preference shares then issued and outstanding shall have been declared and paid or provided for at the date of such declaration or payment or setting apart or call for redemption.

2. The Class "B" preference shares shall rank, as regards both dividend and repayment of capital, in priority to common shares of the Company, but they shall not confer any further right to participate in profits or assets.
3. The Company may, upon giving notice as hereinafter provided, redeem the whole or any part of the Class "B" preference shares on payment for each share to be redeemed of the amount paid up thereon, together with all unpaid cumulative dividends, whether or not earned or declared, which shall have accrued thereon and which, for such purpose, shall be treated as accruing up to the date of such redemption; not less than thirty days' notice in writing of such redemption shall be given by mailing such notice to the registered holders of the shares to be redeemed, specifying the date and place or places of redemption; if notice of any such redemption is given by the Company in the manner aforesaid and an amount sufficient to redeem the shares is deposited with any trust company or chartered bank in Canada, as specified in the notice, on or before the date fixed for redemption, dividends on the Class "B" preference shares to be redeemed shall cease after the date so fixed for redemption, and the holders thereof shall thereafter have no rights against the Company in respect thereof except, upon the surrender of certificates for such shares, to receive payment therefor out of the moneys so deposited.
4. The Company shall have the right at any time and from time to time, without notice,

to purchase for cancellation the whole or any part of the Class "B" preference shares at the lowest price at which, in the opinion of the directors, such shares are obtainable, but not exceeding the amount paid up thereon, together with all unpaid cumulative dividends, whether or not earned or declared, which shall have accrued thereon and which, for such purpose, shall be treated as accruing up to the date of such purchase.

5. In the event of the liquidation, dissolution or winding up of the Company, whether voluntary or involuntary, the holders of the Class "B" preference shares shall be entitled to receive, before any distribution of any part of the assets of the Company among the holders of common shares, the amount paid up thereon and any unpaid cumulative dividends thereon, whether or not earned or declared, which shall accrue thereon and which, for such purpose, shall be treated as accruing up to the date of such liquidation, dissolution or winding up.
6. Subject to paragraph 7, the holders of the Class "B" preference shares shall not as such be entitled to vote at any meeting of the shareholders of the Company, but they shall be entitled to notice of meetings of shareholders called for the purpose of authorizing the dissolution of the Company or the sale of its undertaking or a substantial part thereof.
7. The authorization for an application to delete or vary any preference, right, condition, restriction, limitation or prohibition attaching to the Class "B" preference shares or to create preference shares in priority to or on a parity with the Class "B" preference shares, in addition to the authorization by a special resolution, may be given by at least two-thirds of the votes cast at a meeting of the holders of the Class "B" preference shares duly called for that purpose.

Application
of
R.S.O. 1960,
c. 363, s. 19,
subs. 2

- (4) The exemption contained in paragraph 9 of subsection 2 of section 19 of *The Securities Act* does not apply to the Class "A" or Class "B" preference shares.

4. Section 5 of *The United Co-operatives of Ontario Act*, 1948, c. 130, s. 5, re-enacted 1948 is repealed and the following substituted therefor:

5.—(1) In order to further the co-operative character of the Company and to provide a means whereby its current and active patrons will supply the capital of the Company, the Company may by by-law provide that each common shareholder each year shall be required to invest the whole or such portion of his patronage return as the directors may require in shares of the Company, and that, when in the opinion of the board of directors the issued capital is sufficient for the proper financing of the Company, the Company may redeem the outstanding common shares at the par value thereof on a revolving basis in the order by years in which the shares were issued, giving precedence to those held the longest.

(2) Certificates for common shares of the Company shall be issued in an annual series, and each certificate shall indicate the year in which the shares represented by it were issued.

5. Section 9 of *The United Co-operatives of Ontario Act*, 1948, c. 130, s. 9, re-enacted 1948 is repealed and the following substituted therefor:

9. The qualifications of a director shall be that he own at least one common share of the Company or that he be a member or shareholder of a co-operative corporation which owns at least one common share of the Company.

6. Section 12 of *The United Co-operatives of Ontario Act*, 1948, c. 130, s. 12, amended 1948 is amended by striking out "by each common shareholder" in the fourth line and inserting in lieu thereof "by the common shareholders", so that the section shall read as follows:

12. At the first annual meeting of the Company and at any general meeting thereafter, the powers of the common shareholders shall be vested in delegates to be elected or appointed by the common shareholders of the Company in such manner as may be provided for in the by-laws, and the delegates so elected or appointed shall exercise fully and completely in every way the powers or any part of the powers of the common shareholders of the Company; and a meeting of the delegates of the Company shall have the same effect in every way as a meeting of the common shareholders of the Company.

1948, c. 130,
s. 13, subs. 1,
re-enacted

7. Subsection 1 of section 13 of *The United Co-operatives of Ontario Act, 1948* is repealed and the following substituted therefor:

Votes for
delegates

- (1) Common shareholders shall be entitled at all meetings of the Company to one vote only for each delegate properly appointed and present in person at the meeting.

1948, c. 130,
s. 14, subs. 1,
cls. a, d,
re-enacted

8.—(1) Clauses *a* and *d* of subsection 1 of section 14 of *The United Co-operatives of Ontario Act, 1948* are repealed and the following substituted therefor:

- (a) to provide for the division of its common shareholders, other than co-operative corporations, into groups on the basis of the branch of the Company through which they do business, the election or appointment of delegates by co-operative corporations that are common shareholders and groups of common shareholders other than co-operative corporations, the qualifications of such delegates, determining the number of delegates for each common shareholder that is a co-operative corporation, either on the basis of the volume of business done by such common shareholder with the Company or on the basis of the number of members or shareholders of such shareholder, or partly on one basis and partly on the other, determining the number of delegates for groups of common shareholders, other than co-operative corporations, either on the basis of the volume of business done by such common shareholders with the Company or on the basis of the number of such common shareholders in each group, or partly on one basis and partly on the other, and designating the outlets of the Company to be included in each branch;

.

- (d) to provide for the appointment or election, by each co-operative corporation that is a common shareholder and by each group of other common shareholders, of alternate delegates to attend and vote at meetings of shareholders in the absence of the delegates.

1948, c. 130,
s. 14, subs. 1,
amended

(2) Subsection 1 of the said section 14 is amended by adding thereto the following clause:

- (i) to provide for the election of local advisory councils at each branch of the Company and to fix the duties and responsibilities of such advisory councils.

(3) Subsection 2 of the said section 14 is repealed and the following substituted therefor: <sup>1948, c. 130,
s. 14, subs. 2,
re-enacted</sup>

- (2) Every by-law shall bind the Company and the common shareholders thereof to the same extent as if each corporate common shareholder had subscribed its name and affixed its corporate seal thereto and each common shareholder, other than corporate common shareholders, had signed such by-law and affixed his seal thereto, and as if there was in the by-law a covenant on the part of each common shareholder, his or its heirs, executors, successors and assigns, to conform thereto subject to the provisions of this Act. <sup>By-laws
a contract
with
shareholder</sup>

9. Subsection 2 of section 16 of *The United Co-operatives of Ontario Act, 1948* is repealed. <sup>1948, c. 130,
s. 16, subs. 2,
repealed</sup>

10. Section 17 of *The United Co-operatives of Ontario Act, 1948* is repealed and the following substituted therefor: <sup>1948, c. 130,
s. 17,
re-enacted</sup>

- 17.—(1) The Company shall be deemed to be a co-operative company operated on a co-operative basis as defined by Part V of *The Corporations Act*. <sup>Company
deemed a
co-operative
company</sup>

- (2) Except where inconsistent with this Act, Part V of *The Corporations Act*, except section 139, applies to the Company. <sup>Application
of
R.S.O. 1960,
c. 71, Pt. V</sup>

- (3) Except where inconsistent with this Act or Part V of *The Corporations Act*, the general provisions of *The Corporations Act* apply to the Company. <sup>Application
of
R.S.O. 1960,
c. 71</sup>

11. *The United Co-operatives of Ontario Act, 1956* is repealed. <sup>1956, c. 126,
repealed</sup>

12. This Act comes into force on the day it receives Royal Assent. <sup>Commence-
ment</sup>

13. This Act may be cited as *The United Co-operatives of Ontario Act, 1965*. ^{Short title}

An Act respecting
United Co-operatives of Ontario

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. ROOT

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr18

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting United Co-operatives of Ontario

MR. ROOT

BILL Pr18

1965

An Act respecting United Co-operatives of Ontario

WHEREAS United Co-operatives of Ontario, herein ^{Preamble}
 called the Company, by its petition has represented
 that it was incorporated by *The United Co-operatives of Ontario* ^{1948, c. 130}
Act, 1948 with an authorized capital of \$3,000,000, divided
 into 214,950 common shares having a par value of \$10 each
 and 121,500 non-voting preference shares having a par value
 of \$7 each, and that all the issued preference shares of the
 Company have been redeemed, and that by *The United* ^{1956, c. 126}
Co-operatives of Ontario Act, 1956 the unissued preference
 shares were cancelled and the authorized capital was increased
 to \$6,000,000 by the creation of 385,050 common shares
 having a par value of \$10 each ranking in all respects *pari*
passu with the existing common shares, and that the author-
 ized capital of the Company has since been decreased to
 \$3,948,830 by the purchase for cancellation of 205,117 issued
 common shares of the Company, and that the Company
 desires to increase its authorized capital to \$25,000,000; and
 whereas the petitioner has prayed for special legislation in
 respect of the matters hereinafter set forth; and whereas it
 is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1. Clause *e* of section 2 of *The United Co-operatives of* ^{1948, c. 130,}
Ontario Act, 1948 is repealed. <sup>s. 2, cl. *e*,
 repealed</sup>

2. Section 3 of *The United Co-operatives of Ontario Act,* ^{1948, c. 130,}
1948 is repealed and the following substituted therefor: <sup>s. 3,
 re-enacted</sup>

3. The head office of the Company shall be at The ^{Head office}
 Municipality of Metropolitan Toronto.

3. Section 4 of *The United Co-operatives of Ontario Act, 1948* ^{1948, c. 130,}
 is repealed and the following substituted therefor: <sup>s. 4,
 re-enacted</sup>

Capital

- 4.—(1) The authorized capital of the Company is increased from \$3,948,830 to \$25,000,000 by the creation of 1,105,117 common shares with a par value of \$10 each ranking in all respects on a parity with the existing common shares, the creation of 500,000 Class "A" non-voting preference shares with a par value of \$10 each and 500,000 Class "B" non-voting preference shares with a par value of \$10 each.

Class "A"
non-voting
preference
shares

- (2) The Class "A" non-voting preference shares shall have attached thereto the following:

1. The holders of the Class "A" preference shares shall in each year in the discretion of the directors, but always in preference and priority to any payment of patronage return or dividends on any other shares for such year, be entitled, out of any or all profits or surplus available for dividends, to cumulative dividends at the rate of 5 per cent per annum on the amount paid on the Class "A" preference shares; if on any dividend payment date the dividend payable on such date is not paid in full on all the Class "A" preference shares then issued and outstanding, such dividend, or the unpaid portion thereof, shall be paid at a subsequent date or dates as and when declared by the board of directors; the holders of Class "A" preference shares shall not be entitled as such to any dividends other than or in excess of the cash dividends hereinbefore provided for; no dividends shall at any time be declared and set apart for the common shares or any of them or any other shares of the Company junior to the Class "A" preference shares, nor shall the Company call for redemption less than all the outstanding Class "A" preference shares unless all accrued dividends on the Class "A" preference shares then issued and outstanding shall have been declared and paid or provided for at the date of such declaration or payment or setting apart or call for redemption.
2. The Class "A" preference shares shall rank, as regards both dividend and repayment of capital, in priority to all other shares of the Company, but they shall not confer any further right to participate in profits or assets.

3. The Company may, upon giving notice as hereinafter provided, redeem the whole or any part of the Class "A" preference shares on payment for each share to be redeemed of the amount paid up thereon, together with all unpaid cumulative dividends, whether or not earned or declared, which shall have accrued thereon and which, for such purpose, shall be treated as accruing up to the date of such redemption; not less than thirty days' notice in writing of such redemption shall be given by mailing such notice to the registered holders of the shares to be redeemed, specifying the date and place or places of redemption; if notice of any such redemption is given by the Company in the manner aforesaid and an amount sufficient to redeem the shares is deposited with any trust company or chartered bank in Canada, as specified in the notice, on or before the date fixed for redemption, dividends on the Class "A" preference shares to be redeemed shall cease after the date so fixed for redemption, and the holders thereof shall thereafter have no rights against the Company in respect thereof except, upon the surrender of certificates for such shares, to receive payment therefor out of the moneys so deposited.
4. The Company shall have the right at any time and from time to time, without notice, to purchase for cancellation the whole or any part of the Class "A" preference shares at the lowest price at which, in the opinion of the directors, such shares are obtainable, but not exceeding the amount paid up thereon, together with all unpaid cumulative dividends, whether or not earned or declared, which shall have accrued thereon and which, for such purposes, shall be treated as accruing up to the date of such purchase.
5. In the event of the liquidation, dissolution or winding up of the Company, whether voluntary or involuntary, the holders of the Class "A" preference shares shall be entitled to receive, before any distribution of any part of the assets of the Company among the holders of any other shares, the amount paid up thereon, and any unpaid cumulative

dividends thereon, whether or not earned or declared, which shall accrue thereon and which, for such purpose, shall be treated as accruing up to the date of such liquidation, dissolution or winding up.

6. Subject to paragraph 7, the holders of the Class "A" preference shares shall not as such be entitled to vote at any meeting of the shareholders of the Company, but they shall be entitled to notice of meetings of shareholders called for the purpose of authorizing the dissolution of the Company or the sale of its undertaking or a substantial part thereof.

7. The authorization for an application to delete or vary any preference, right, condition, restriction, limitation or prohibition attaching to the Class "A" preference shares or to create preference shares in priority to or on a parity with the Class "A" preference shares, in addition to the authorization by a special resolution, may be given by at least two-thirds of the votes cast at a meeting of the holders of the Class "A" preference shares duly called for that purpose.

Class "B"
non-voting
preference
shares

(3) The non-voting Class "B" preference shares shall have attached thereto the following:

1. The holders of the Class "B" preference shares shall in each year in the discretion of the directors, but always in preference and priority to any payment of patronage dividends or dividends on the common shares for such year, be entitled, out of any and all profits or surplus available for dividends, to cumulative dividends at the rate of 4 per cent per annum on the amount paid up on the Class "B" preference shares; if on any dividend payment date the dividend payable on such date is not paid in full on all the Class "B" preference shares then issued and outstanding, such dividend, or the unpaid portion thereof, shall be paid at a subsequent date or dates as and when declared by the board of directors; the holders of Class "B" preference shares shall not be entitled to any dividends other than or in excess of the cash

dividends hereinbefore provided for; no dividends shall at any time be declared and paid on or declared and set apart for the common shares or any of them or any other shares of the Company junior to the Class "B" preference shares, nor shall the Company call for redemption less than all the outstanding Class "B" preference shares unless all accrued dividends on the Class "B" preference shares then issued and outstanding shall have been declared and paid or provided for at the date of such declaration or payment or setting apart or call for redemption.

2. The Class "B" preference shares shall rank, as regards both dividend and repayment of capital, in priority to common shares of the Company, but they shall not confer any further right to participate in profits or assets.
3. The Company may, upon giving notice as hereinafter provided, redeem the whole or any part of the Class "B" preference shares on payment for each share to be redeemed of the amount paid up thereon, together with all unpaid cumulative dividends, whether or not earned or declared, which shall have accrued thereon and which, for such purpose, shall be treated as accruing up to the date of such redemption; not less than thirty days' notice in writing of such redemption shall be given by mailing such notice to the registered holders of the shares to be redeemed, specifying the date and place or places of redemption; if notice of any such redemption is given by the Company in the manner aforesaid and an amount sufficient to redeem the shares is deposited with any trust company or chartered bank in Canada, as specified in the notice, on or before the date fixed for redemption, dividends on the Class "B" preference shares to be redeemed shall cease after the date so fixed for redemption, and the holders thereof shall thereafter have no rights against the Company in respect thereof except, upon the surrender of certificates for such shares, to receive payment therefor out of the moneys so deposited.
4. The Company shall have the right at any time and from time to time, without notice,

to purchase for cancellation the whole or any part of the Class "B" preference shares at the lowest price at which, in the opinion of the directors, such shares are obtainable, but not exceeding the amount paid up thereon, together with all unpaid cumulative dividends, whether or not earned or declared, which shall have accrued thereon and which, for such purpose, shall be treated as accruing up to the date of such purchase.

5. In the event of the liquidation, dissolution or winding up of the Company, whether voluntary or involuntary, the holders of the Class "B" preference shares shall be entitled to receive, before any distribution of any part of the assets of the Company among the holders of common shares, the amount paid up thereon and any unpaid cumulative dividends thereon, whether or not earned or declared, which shall accrue thereon and which, for such purpose, shall be treated as accruing up to the date of such liquidation, dissolution or winding up.
6. Subject to paragraph 7, the holders of the Class "B" preference shares shall not as such be entitled to vote at any meeting of the shareholders of the Company, but they shall be entitled to notice of meetings of shareholders called for the purpose of authorizing the dissolution of the Company or the sale of its undertaking or a substantial part thereof.
7. The authorization for an application to delete or vary any preference, right, condition, restriction, limitation or prohibition attaching to the Class "B" preference shares or to create preference shares in priority to or on a parity with the Class "B" preference shares, in addition to the authorization by a special resolution, may be given by at least two-thirds of the votes cast at a meeting of the holders of the Class "B" preference shares duly called for that purpose.

Application
of
R.S.O. 1960,
c. 363, s. 19,
subs. 2

- (4) The exemption contained in paragraph 9 of subsection 2 of section 19 of *The Securities Act* does not apply to the Class "A" or Class "B" preference shares.

4. Section 5 of *The United Co-operatives of Ontario Act*, 1948, c. 130, s. 5, re-enacted 1948 is repealed and the following substituted therefor:

5.—(1) In order to further the co-operative character of the Company and to provide a means whereby its current and active patrons will supply the capital of the Company, the Company may by by-law provide that each common shareholder each year shall be required to invest the whole or such portion of his patronage return as the directors may require in shares of the Company, and that, when in the opinion of the board of directors the issued capital is sufficient for the proper financing of the Company, the Company may redeem the outstanding common shares at the par value thereof on a revolving basis in the order by years in which the shares were issued, giving precedence to those held the longest.

(2) Certificates for common shares of the Company shall be issued in an annual series, and each certificate shall indicate the year in which the shares represented by it were issued.

5. Section 9 of *The United Co-operatives of Ontario Act*, 1948, c. 130, s. 9, re-enacted 1948 is repealed and the following substituted therefor:

9. The qualifications of a director shall be that he own at least one common share of the Company or that he be a member or shareholder of a co-operative corporation which owns at least one common share of the Company.

6. Section 12 of *The United Co-operatives of Ontario Act*, 1948, c. 130, s. 12, amended 1948 is amended by striking out "by each common shareholder" in the fourth line and inserting in lieu thereof "by the common shareholders", so that the section shall read as follows:

12. At the first annual meeting of the Company and at any general meeting thereafter, the powers of the common shareholders shall be vested in delegates to be elected or appointed by the common shareholders of the Company in such manner as may be provided for in the by-laws, and the delegates so elected or appointed shall exercise fully and completely in every way the powers or any part of the powers of the common shareholders of the Company; and a meeting of the delegates of the Company shall have the same effect in every way as a meeting of the common shareholders of the Company.

1948, c. 130,
s. 13, subs. 1,
re-enacted **7.** Subsection 1 of section 13 of *The United Co-operatives of Ontario Act, 1948* is repealed and the following substituted therefor:

Votes for
delegates

- (1) Common shareholders shall be entitled at all meetings of the Company to one vote only for each delegate properly appointed and present in person at the meeting.

1948, c. 130,
s. 14, subs. 1,
cls. a, d,
re-enacted **8.**—(1) Clauses *a* and *d* of subsection 1 of section 14 of *The United Co-operatives of Ontario Act, 1948* are repealed and the following substituted therefor:

- (a) to provide for the division of its common shareholders, other than co-operative corporations, into groups on the basis of the branch of the Company through which they do business, the election or appointment of delegates by co-operative corporations that are common shareholders and groups of common shareholders other than co-operative corporations, the qualifications of such delegates, determining the number of delegates for each common shareholder that is a co-operative corporation, either on the basis of the volume of business done by such common shareholder with the Company or on the basis of the number of members or shareholders of such shareholder, or partly on one basis and partly on the other, determining the number of delegates for groups of common shareholders, other than co-operative corporations, either on the basis of the volume of business done by such common shareholders with the Company or on the basis of the number of such common shareholders in each group, or partly on one basis and partly on the other, and designating the outlets of the Company to be included in each branch;

.

- (d) to provide for the appointment or election, by each co-operative corporation that is a common shareholder and by each group of other common shareholders, of alternate delegates to attend and vote at meetings of shareholders in the absence of the delegates.

1948, c. 130,
s. 14, subs. 1,
amended (2) Subsection 1 of the said section 14 is amended by adding thereto the following clause:

- (i) to provide for the election of local advisory councils at each branch of the Company and to fix the duties and responsibilities of such advisory councils.

(3) Subsection 2 of the said section 14 is repealed and the following substituted therefor: 1948, c. 130,
s. 14, subs. 2,
re-enacted

- (2) Every by-law shall bind the Company and the common shareholders thereof to the same extent as if each corporate common shareholder had subscribed its name and affixed its corporate seal thereto and each common shareholder, other than corporate common shareholders, had signed such by-law and affixed his seal thereto, and as if there was in the by-law a covenant on the part of each common shareholder, his or its heirs, executors, successors and assigns, to conform thereto subject to the provisions of this Act. By-laws
a contract
with
shareholder

9. Subsection 2 of section 16 of *The United Co-operatives of Ontario Act, 1948* is repealed. 1948, c. 130,
s. 16, subs. 2,
repealed

10. Section 17 of *The United Co-operatives of Ontario Act, 1948* is repealed and the following substituted therefor: 1948, c. 130,
s. 17,
re-enacted

- 17.—(1) The Company shall be deemed to be a co-operative company operated on a co-operative basis as defined by Part V of *The Corporations Act*. Company
deemed a
co-operative
company

- (2) Except where inconsistent with this Act, Part V of *The Corporations Act*, except section 139, applies to the Company. Application
of
R.S.O. 1960,
c. 71, Pt. V

- (3) Except where inconsistent with this Act or Part V of *The Corporations Act*, the general provisions of *The Corporations Act* apply to the Company. Application
of
R.S.O. 1960,
c. 71

11. *The United Co-operatives of Ontario Act, 1956* is repealed. 1956, c. 126,
repealed

12. This Act comes into force on the day it receives Royal Assent. Commence-
ment

13. This Act may be cited as *The United Co-operatives of Ontario Act, 1965*. Short title

An Act respecting
United Co-operatives of Ontario

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

Mr. Root

BILL Pr19

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the City of Toronto

MR. COWLING

(PRIVATE BILL)

BILL Pr19

1965

An Act respecting the City of Toronto

WHEREAS The Corporation of the City of Toronto, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 4 of *The City of Toronto Act, 1960-61*, as amended ^{1960-61, c. 137, s. 4, amended} by section 1 of *The City of Toronto Act, 1964*, is further amended by adding thereto the following subsections:

- (13) Where the council is of the opinion that any lands ^{Imposition of rates in other municipality} in one or more defined areas in another municipality will derive special benefit from a by-law to be passed in accordance with subsection 1, the council may, with the consent of the council of such other municipality, provide in the by-law that a part of the capital cost shall be levied against such lands, and the provisions of subsections 1 to 12 shall apply *mutatis mutandis* to such provision.
- (14) The clerk of the Corporation shall, forthwith after the passing of a by-law levying a special rate against lands in another municipality pursuant to subsection 13, deliver or transmit by registered mail to the clerk of such other municipality a copy of the by-law certified under his hand and the seal of the Corporation to be a true copy, and the preparation of the special assessment roll and the carrying out of proceedings at and in connection with the court of revision referred to in subsection 8, in respect of the lands in such other municipality to be charged pursuant to the by-law, shall be the duty of the clerk of such other municipality. ^{Certified copy of by-law to be sent to clerk of other municipality}

Collection
of rates
in other
municipality

- (15) The rates required by the by-law to be levied and collected in any year upon lands in such other municipality shall be collected by the council of such municipality in like manner as if such rates had been imposed by that council.

Payment
over to
City of
Toronto

- (16) The corporation of such other municipality shall pay to The Corporation of the City of Toronto the sums that are to be levied and collected in each year under subsection 15, and such payment shall be made on demand therefor at any time after the 14th day of December in that year, and shall be made whether or not such rates have been collected from the persons liable to pay them.

Payment
not to
relieve land
assessed

- (17) Such payment does not relieve any land specially assessed from the special rate thereon, but it remains liable for the special rate until it is paid.

Corporation
may
authorize
disposal
of land by
Parking
Authority

2.—(1) The council of the Corporation may pass by-laws to authorize The Parking Authority of Toronto on behalf of the Corporation to sell, lease or otherwise dispose of any land or buildings, or parts of such land or buildings, under the control of the Authority when such land or buildings or parts thereof are no longer required for the purposes of the Authority.

Construction
of founda-
tions,
footings and
supports

(2) Where a building or structure is constructed by the Corporation or by the Authority, either above, below or partly above and partly below ground level, for the purposes of the Authority on land owned by the Corporation, the Corporation or the Authority with the consent of the Corporation may construct upon, under or in connection with such building or structure such foundations, footings and supports as are deemed necessary by the Corporation or by the Authority to permit any area or space owned by the Corporation above such building or structure, and not required for purposes of the Corporation or the Authority, to be used for the construction therein of buildings or structures by any person to whom such area or space or any interest therein may be sold or transferred.

Land to
be deemed
under
control of
Authority

(3) Any land or building shall be deemed for the purposes of this section to be under the control of the Authority if such land or building has been designated for use thereof by a by-law of the Corporation.

Limitations
and con-
ditions on
powers of
Authority

(4) Any by-law passed pursuant to subsection 1, permitting the Corporation to sell, lease or otherwise dispose of lands or buildings, may impose such limitations and conditions upon the exercise by the Authority of the powers thereby given as

the council of the Corporation deems proper, and, without limiting the foregoing, may provide that the sale price, rental or other moneys paid, or the terms and conditions of the sale, lease or other disposition, shall be subject to the approval of the council.

(5) In this section, "land" includes lands, tenements and hereditaments, and any estate or interest therein, and any right or easement affecting them. Interpretation

(6) Where a by-law passed pursuant to subsection 1 authorizes the Authority to sell, lease or otherwise dispose of land or buildings or parts thereof, any instruments required to convey, lease or otherwise dispose of such land, buildings or parts thereof shall be executed by the Corporation. Instruments executed by Corporation

(7) All moneys obtained from the sale, lease or other disposition of land, buildings or parts thereof under this section shall be paid to the treasurer of the Corporation, and after payment of expenses incidental thereto shall be deposited in a reserve fund and shall be applied, Reserve fund

- (a) firstly, for the payment of interest and principal falling due in each year in respect of the acquisition of such land and the erection of buildings thereon or thereunder;
- (b) secondly, for the acquisition, laying out or improvement of additional parking lots or facilities and the construction of buildings thereon or thereunder;
- (c) thirdly, for such other purposes as the Department of Municipal Affairs may approve.

3. In the event that the Corporation renovates or participates in the renovation of the whole or any portion of the buildings within the block in the City of Toronto bounded by King Street East, Front Street East, Market Street and Jarvis Street for the purposes of a project for the observance or commemoration of the Centennial, pursuant to *The Confederation Centennial Act, 1962-63*, the Corporation may provide facilities for the use for commercial or administrative purposes of any part or parts of such buildings not required for the purposes of the Corporation, and may use, sell, lease or otherwise dispose of any such part or parts for commercial or administrative purposes. Use and other disposition of lands in Centennial project

4. The Corporation may, by by-law, entrust to The Toronto Arts Foundation, a corporation incorporated under the laws of Ontario having its head office in the City of Management of Centennial project by Toronto Arts Foundation

Toronto, on such terms and conditions as the council of the Corporation may prescribe, the maintenance, control, operation or management of any theatre or auditorium owned by the Corporation that has been constructed as a project for the observance or commemoration of the Centennial, pursuant to *The Confederation Centennial Act, 1962-63*.

1962-63,
c. 19

Disposition
of
Centennial
project, and
manage-
ment by
Toronto Arts
Foundation

5. Where a building owned by the Corporation has been constructed as a project for the observance or commemoration of the Centennial, pursuant to *The Confederation Centennial Act, 1962-63*, for purposes of or related to the production or presentation of theatrical, dramatic or artistic performances, the Corporation may, on such terms and conditions as the council may prescribe,

- (a) let the building or part or parts thereof for such purposes, or for such artistic purposes, as the council may determine;
- (b) entrust to The Toronto Arts Foundation the maintenance, control, operation or management of the building.

Sale
of refresh-
ments in
City Hall
and Nathan
Phillips
Square
R.S.O. 1960,
c. 217

6. The Corporation may sell, or let the right to sell from year to year or for any time not exceeding ten years, food, confectionery, tobacco and refreshments, and, if licensed by The Liquor Licence Board, liquor as defined in *The Liquor Control Act*, within the City Hall and Nathan Phillips Square, under such conditions as the council may prescribe, and may provide facilities therefor, provided that nothing herein shall be deemed to preclude the Corporation or any other person from compliance with any law of Ontario, in effect in the area in which the City Hall and Nathan Phillips Square are located, relating to the sale, keeping, serving or consumption of liquor and, without limiting the foregoing, from compliance with the provisions of *The Liquor Licence Act* respecting the issue of licences or permits for such sale, keeping, serving or consumption of liquor.

R.S.O. 1960,
c. 218

1957, c. 157,
s. 2, subs 1,
amended

7. Subsection 1 of section 2 of *The City of Toronto Act, 1957* is amended by striking out "and the appointment of each of such members shall be subject to the approval of the Minister of Planning and Development" in the fourth, fifth and sixth lines, so that the subsection shall read as follows:

Committee
of adjust-
ment,
substitute
members

- (1) The council of the Corporation is authorized by by-law to appoint for the City of Toronto a committee of adjustment having three regular members and two substitute members.

8. The Corporation may provide in the City Hall and Nathan Phillips Square accommodation and facilities to be used for commercial or administrative purposes, and may lease the same for such purposes.

Use of
City Hall
and Nathan
Phillips
Square for
commercial
and adminis-
trative
purposes

9. The expenditure of moneys for any of the purposes authorized by this Act shall be deemed to be an expenditure for a purpose of the Corporation.

Expendi-
tures
deemed for
purposes of
Corporation

10. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

11. This Act may be cited as *The City of Toronto Act, 1965*.

Short title

An Act respecting the City of Toronto

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. COWLING

(Private Bill)

BILL Pr19

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the City of Toronto

MR. COWLING

(Reprinted as amended by the Committee on Private Bills)

BILL Pr19

1965

An Act respecting the City of Toronto

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1. Section 4 of *The City of Toronto Act, 1960-61*, as amended 1960-61,
c. 137, s. 4,
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 by section 1 of *The City of Toronto Act, 1964*, is further amended
 by adding thereto the following subsections:

- (13) Where the council is of the opinion that any lands Imposition
of rates
in other
municipality
 in one or more defined areas in another municipality
 will derive special benefit from a by-law to be passed
 in accordance with subsection 1, the council may,
 with the consent of the council of such other muni-
 cipality, provide in the by-law that a part of the
 capital cost shall be levied against such lands, and
 the provisions of subsections 1 to 12 shall apply
mutatis mutandis to such provision.
- (14) The clerk of the Corporation shall, forthwith after Certified
copy of
by-law to
be sent
to clerk
of other
municipality
 the passing of a by-law levying a special rate against
 lands in another municipality pursuant to sub-
 section 13, deliver or transmit by registered mail to
 the clerk of such other municipality a copy of the
 by-law certified under his hand and the seal of the
 Corporation to be a true copy, and the preparation
 of the special assessment roll and the carrying out
 of proceedings at and in connection with the court
 of revision referred to in subsection 8, in respect of
 the lands in such other municipality to be charged
 pursuant to the by-law, shall be the duty of the clerk
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Collection
of rates
in other
municipality

- (15) The rates required by the by-law to be levied and collected in any year upon lands in such other municipality shall be collected by the council of such municipality in like manner as if such rates had been imposed by that council.

Payment
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City of
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- (16) The corporation of such other municipality shall pay to The Corporation of the City of Toronto the sums that are to be levied and collected in each year under subsection 15, and such payment shall be made on demand therefor at any time after the 14th day of December in that year, and shall be made whether or not such rates have been collected from the persons liable to pay them.

Payment
not to
relieve land
assessed

- (17) Such payment does not relieve any land specially assessed from the special rate thereon, but it remains liable for the special rate until it is paid.

Corporation
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of land by
Parking
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2.—(1) The council of the Corporation may pass by-laws to authorize The Parking Authority of Toronto on behalf of the Corporation to sell, lease or otherwise dispose of any land or buildings, or parts of such land or buildings, under the control of the Authority when such land or buildings or parts thereof are no longer required for the purposes of the Authority.

Construction
of founda-
tions,
footings and
supports

(2) Where a building or structure is constructed by the Corporation or by the Authority, either above, below or partly above and partly below ground level, for the purposes of the Authority on land owned by the Corporation, the Corporation or the Authority with the consent of the Corporation may construct upon, under or in connection with such building or structure such foundations, footings and supports as are deemed necessary by the Corporation or by the Authority to permit any area or space owned by the Corporation above such building or structure, and not required for purposes of the Corporation or the Authority, to be used for the construction therein of buildings or structures by any person to whom such area or space or any interest therein may be sold or transferred.

Land to
be deemed
under
control of
Authority

(3) Any land or building shall be deemed for the purposes of this section to be under the control of the Authority if such land or building has been designated for use thereof by a by-law of the Corporation.

Limitations
and con-
ditions on
powers of
Authority

(4) Any by-law passed pursuant to subsection 1, permitting the Authority to sell, lease or otherwise dispose of lands or buildings, may impose such limitations and conditions upon the exercise by the Authority of the powers thereby given as

the council of the Corporation deems proper, and, without limiting the foregoing, may provide that the sale price, rental or other moneys paid, or the terms and conditions of the sale, lease or other disposition, shall be subject to the approval of the council.

(5) In this section, "land" includes lands, tenements and hereditaments, and any estate or interest therein, and any right or easement affecting them. Interpretation

(6) Where a by-law passed pursuant to subsection 1 authorizes the Authority to sell, lease or otherwise dispose of land or buildings or parts thereof, any instruments required to convey, lease or otherwise dispose of such land, buildings or parts thereof shall be executed by the Corporation. Instruments executed by Corporation

(7) All moneys obtained from the sale, lease or other disposition of land, buildings or parts thereof under this section shall be paid to the treasurer of the Corporation, and after payment of expenses incidental thereto shall be deposited in a reserve fund and shall be applied, Reserve fund

- (a) firstly, for the payment of interest and principal falling due in each year in respect of the acquisition of such land and the erection of buildings thereon or thereunder;
- (b) secondly, for the acquisition, laying out or improvement of additional parking lots or facilities and the construction of buildings thereon or thereunder;
- (c) thirdly, for such other purposes as the Department of Municipal Affairs may approve.

3. In the event that the Corporation renovates or participates in the renovation of the whole or any portion of the buildings within the block in the City of Toronto bounded by King Street East, Front Street East, Market Street and Jarvis Street for the purposes of a project for the observance or commemoration of the Centennial, pursuant to *The Confederation Centennial Act, 1962-63*, the Corporation may provide facilities for the use for commercial or administrative purposes of any part or parts of such buildings not required for the purposes of the Corporation, and may use or lease any such part or parts for commercial or administrative purposes. Use and other disposition of lands in Centennial project
1962-63, c. 19

4. The Corporation may, by by-law, entrust to The Toronto Arts Foundation, a corporation incorporated under the laws of Ontario having its head office in the City of Management of Centennial project by Toronto Arts Foundation

Toronto, on such terms and conditions as the council of the Corporation may prescribe, the maintenance, control, operation or management of any theatre or auditorium owned by the Corporation that has been constructed as a project for the observance or commemoration of the Centennial, pursuant to *The Confederation Centennial Act, 1962-63*.

1962-63,
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Disposition
of
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ment by
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- (a) let the building or part or parts thereof for such purposes, or for such artistic purposes, as the council may determine;
- (b) entrust to The Toronto Arts Foundation the maintenance, control, operation or management of the building.

Sale
of refresh-
ments in
City Hall
and Nathan
Phillips
Square
R.S.O. 1960,
c. 217

6. The Corporation may sell, or let the right to sell from year to year or for any time not exceeding ten years, food, confectionery, tobacco and refreshments, and, if licensed by The Liquor Licence Board, liquor as defined in *The Liquor Control Act*, within the City Hall and Nathan Phillips Square, under such conditions as the council may prescribe, and may provide facilities therefor, provided that nothing herein shall be deemed to preclude the Corporation or any other person from compliance with any law of Ontario, in effect in the area in which the City Hall and Nathan Phillips Square are located, relating to the sale, keeping, serving or consumption of liquor and, without limiting the foregoing, from compliance with the provisions of *The Liquor Licence Act* respecting the issue of licences or permits for such sale, keeping, serving or consumption of liquor.

R.S.O. 1960,
c. 218

1957, c. 157,
s. 2, subs 1,
amended

7. Subsection 1 of section 2 of *The City of Toronto Act, 1957* is amended by striking out "and the appointment of each of such members shall be subject to the approval of the Minister of Planning and Development" in the fourth, fifth and sixth lines, so that the subsection shall read as follows:

- (1) The council of the Corporation is authorized by by-law to appoint for the City of Toronto a committee of adjustment having three regular members and two substitute members.

Committee
of adjust-
ment,
substitute
members

8. The Corporation may provide in the City Hall and Nathan Phillips Square accommodation and facilities to be used for commercial or administrative purposes, and may lease the same for such purposes.

Use of
City Hall
and Nathan
Phillips
Square for
commercial
and adminis-
trative
purposes

9. The expenditure of moneys for any of the purposes authorized by this Act shall be deemed to be an expenditure for a purpose of the Corporation.

Expendi-
tures
deemed for
purposes of
Corporation

10. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

11. This Act may be cited as *The City of Toronto Act, 1965*.

Short title

An Act respecting the City of Toronto

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. COWLING

*(Reprinted as amended by the
Committee on Private Bills*

BILL Pr19

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Toronto

MR. COWLING

BILL Pr19

1965

An Act respecting the City of Toronto

WHEREAS The Corporation of the City of Toronto, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 4 of *The City of Toronto Act, 1960-61*, as amended ^{1960-61, c. 137, s. 4,} by section 1 of *The City of Toronto Act, 1964*, is further amended ^{amended} by adding thereto the following subsections:

- (13) Where the council is of the opinion that any lands ^{Imposition of rates in other municipality} in one or more defined areas in another municipality will derive special benefit from a by-law to be passed in accordance with subsection 1, the council may, with the consent of the council of such other municipality, provide in the by-law that a part of the capital cost shall be levied against such lands, and the provisions of subsections 1 to 12 shall apply *mutatis mutandis* to such provision.
- (14) The clerk of the Corporation shall, forthwith after ^{Certified copy of by-law to be sent to clerk of other municipality} the passing of a by-law levying a special rate against lands in another municipality pursuant to subsection 13, deliver or transmit by registered mail to the clerk of such other municipality a copy of the by-law certified under his hand and the seal of the Corporation to be a true copy, and the preparation of the special assessment roll and the carrying out of proceedings at and in connection with the court of revision referred to in subsection 8, in respect of the lands in such other municipality to be charged pursuant to the by-law, shall be the duty of the clerk of such other municipality.

Collection
of rates
in other
municipality

- (15) The rates required by the by-law to be levied and collected in any year upon lands in such other municipality shall be collected by the council of such municipality in like manner as if such rates had been imposed by that council.

Payment
over to
City of
Toronto

- (16) The corporation of such other municipality shall pay to The Corporation of the City of Toronto the sums that are to be levied and collected in each year under subsection 15, and such payment shall be made on demand therefor at any time after the 14th day of December in that year, and shall be made whether or not such rates have been collected from the persons liable to pay them.

Payment
not to
relieve land
assessed

- (17) Such payment does not relieve any land specially assessed from the special rate thereon, but it remains liable for the special rate until it is paid.

Corporation
may
authorize
disposal
of land by
Parking
Authority

- 2.—(1) The council of the Corporation may pass by-laws to authorize The Parking Authority of Toronto on behalf of the Corporation to sell, lease or otherwise dispose of any land or buildings, or parts of such land or buildings, under the control of the Authority when such land or buildings or parts thereof are no longer required for the purposes of the Authority.

Construction
of founda-
tions,
footings and
supports

- (2) Where a building or structure is constructed by the Corporation or by the Authority, either above, below or partly above and partly below ground level, for the purposes of the Authority on land owned by the Corporation, the Corporation or the Authority with the consent of the Corporation may construct upon, under or in connection with such building or structure such foundations, footings and supports as are deemed necessary by the Corporation or by the Authority to permit any area or space owned by the Corporation above such building or structure, and not required for purposes of the Corporation or the Authority, to be used for the construction therein of buildings or structures by any person to whom such area or space or any interest therein may be sold or transferred.

Land to
be deemed
under
control of
Authority

- (3) Any land or building shall be deemed for the purposes of this section to be under the control of the Authority if such land or building has been designated for use thereof by a by-law of the Corporation.

Limitations
and condi-
tions on
powers of
Authority

- (4) Any by-law passed pursuant to subsection 1, permitting the Authority to sell, lease or otherwise dispose of lands or buildings, may impose such limitations and conditions upon the exercise by the Authority of the powers thereby given as

the council of the Corporation deems proper, and, without limiting the foregoing, may provide that the sale price, rental or other moneys paid, or the terms and conditions of the sale, lease or other disposition, shall be subject to the approval of the council.

(5) In this section, "land" includes lands, tenements and hereditaments, and any estate or interest therein, and any right or easement affecting them. Interpretation

(6) Where a by-law passed pursuant to subsection 1 authorizes the Authority to sell, lease or otherwise dispose of land or buildings or parts thereof, any instruments required to convey, lease or otherwise dispose of such land, buildings or parts thereof shall be executed by the Corporation. Instruments executed by Corporation

(7) All moneys obtained from the sale, lease or other disposition of land, buildings or parts thereof under this section shall be paid to the treasurer of the Corporation, and after payment of expenses incidental thereto shall be deposited in a reserve fund and shall be applied, Reserve fund

(a) firstly, for the payment of interest and principal falling due in each year in respect of the acquisition of such land and the erection of buildings thereon or thereunder;

(b) secondly, for the acquisition, laying out or improvement of additional parking lots or facilities and the construction of buildings thereon or thereunder;

(c) thirdly, for such other purposes as the Department of Municipal Affairs may approve.

3. In the event that the Corporation renovates or participates in the renovation of the whole or any portion of the buildings within the block in the City of Toronto bounded by King Street East, Front Street East, Market Street and Jarvis Street for the purposes of a project for the observance or commemoration of the Centennial, pursuant to *The Confederation Centennial Act, 1962-63*, the Corporation may provide facilities for the use for commercial or administrative purposes of any part or parts of such buildings not required for the purposes of the Corporation, and may use or lease any such part or parts for commercial or administrative purposes. Use and other disposition of lands in Centennial project
1962-63, c. 19

4. The Corporation may, by by-law, entrust to The Toronto Arts Foundation, a corporation incorporated under the laws of Ontario having its head office in the City of Management of Centennial project by Toronto Arts Foundation

Toronto, on such terms and conditions as the council of the Corporation may prescribe, the maintenance, control, operation or management of any theatre or auditorium owned by the Corporation that has been constructed as a project for the observance or commemoration of the Centennial, pursuant to *The Confederation Centennial Act, 1962-63*.

1962-63,
c. 19

Disposition
of
Centennial
project, and
manage-
ment by
Toronto Arts
Foundation

5. Where a building owned by the Corporation has been constructed as a project for the observance or commemoration of the Centennial, pursuant to *The Confederation Centennial Act, 1962-63*, for purposes of or related to the production or presentation of theatrical, dramatic or artistic performances, the Corporation may, on such terms and conditions as the council may prescribe,

- (a) let the building or part or parts thereof for such purposes, or for such artistic purposes, as the council may determine;
- (b) entrust to The Toronto Arts Foundation the maintenance, control, operation or management of the building.

Sale
of refresh-
ments in
City Hall
and Nathan
Phillips
Square
R.S.O. 1960,
c. 217

6. The Corporation may sell, or let the right to sell from year to year or for any time not exceeding ten years, food, confectionery, tobacco and refreshments, and, if licensed by The Liquor Licence Board, liquor as defined in *The Liquor Control Act*, within the City Hall and Nathan Phillips Square, under such conditions as the council may prescribe, and may provide facilities therefor, provided that nothing herein shall be deemed to preclude the Corporation or any other person from compliance with any law of Ontario, in effect in the area in which the City Hall and Nathan Phillips Square are located, relating to the sale, keeping, serving or consumption of liquor and, without limiting the foregoing, from compliance with the provisions of *The Liquor Licence Act* respecting the issue of licences or permits for such sale, keeping, serving or consumption of liquor.

R.S.O. 1960,
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9. The expenditure of moneys for any of the purposes authorized by this Act shall be deemed to be an expenditure for a purpose of the Corporation.

Expendi-
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purposes of
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10. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

11. This Act may be cited as *The City of Toronto Act, 1965*.

Short title

An Act respecting the City of Toronto

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. COWLING

BILL Pr20

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of London

MR. WHITE

(PRIVATE BILL)

BILL Pr20

1965

An Act respecting the City of London

WHEREAS The Corporation of the City of London, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Corporation and The Public Utilities Commission of the City of London are authorized and empowered to enter ^{Authority to enter into agreement} into an agreement, set forth as the Schedule hereto, amending the agreement dated the 10th day of February, 1964, and set forth as Schedule A to *The City of London Act, 1964*, ^{1964, c. 132} and to carry out and perform the terms thereof, subject to the approval of the Ontario Municipal Board being obtained from time to time as provided therein.

2.—(1) Subject to the approval of the Ontario Municipal Board first being obtained, the council of the Corporation may ^{Special charges re sewer system} pass by-laws for imposing upon the owners of high-rise or other buildings, or any class or classes of such buildings, as defined in the by-laws, for the erection or enlargement of which a building permit was or is issued subsequent to the 1st day of January, 1964, that impose or may impose a heavy load on the sewer system, by reason of which expenditures are or may be required to provide additional sanitary or storm sewer capacity, which, in the opinion of council, would not otherwise be required, a special charge or charges over and above all other rates and charges to pay for all or part of the cost of providing such additional capacity.

(2) The proceeds of the charge or charges authorized by ^{Application of proceeds} subsection 1 shall be used for the purpose therein referred to and not otherwise.

Charges
a lien on
land

(3) Any charge or charges imposed under subsection 1 are a lien on the land upon which the building is erected and may be collected in the same manner and with the same remedies as are provided by *The Assessment Act* for the collection of real property taxes.

R.S.O. 1960,
c. 23

Appeal

(4) There shall be an appeal to the court of revision of the City of London from any charge or charges authorized by subsection 1, and the provision with respect to appeals to the court of revision and section 51 of *The Local Improvement Act* apply *mutatis mutandis*.

R.S.O. 1960,
c. 223

Application
of sec.

(5) This section does not apply to single-family, semi-detached, double or duplex buildings.

Develop-
ment
control

3.—(1) By-laws may be passed by the council of the Corporation for requiring the establishment, construction, preservation and maintenance of the following facilities within the City of London, or within any defined area or areas thereof, as a condition precedent to the development or redevelopment of any land, and for regulating and controlling such facilities:

1. Access ramps between private land and the travelled portion of a public street, lane or highway, the location thereof and the direction of traffic thereon.
2. The grading of private lands and the disposal of storm and waste water therefrom.
3. Floodlighting of any building or structure.
4. Garbage vaults and central garbage storage and collection areas.
5. Surfacing of parking areas.
6. Walls, fences, hedges and strip planting of trees or shrubs, to provide a buffer zone between land use zones.

Idem

(2) Such by-laws may,

- (a) provide that, without cost, easements necessary for public facilities serving only the proposed development shall be conveyed to the City;
- (b) prohibit the issuance of building permits until all requirements of the by-laws have been met and, in the case of undeveloped commercial or multi-family

blocks or the redevelopment thereof, until site plans have been submitted to and approved by the Corporation;

- (c) provide that all works required by the by-laws or of any nature incidental or necessary to the development shall be carried out by the owner of the lands being developed at his risk and expense and, where such works are on a road allowance, to the satisfaction of the City.

(3) Such by-law may provide that,

Idem

- (a) the construction and maintenance of any works, including curbs, pavements, plantings and other improvements, shall at all times be at the sole risk and expense of the owner of the lands being developed;
- (b) any loss, costs and damages, which the Corporation may suffer, be at or be put to for or by reason or on account of the construction, maintenance or existence of such works, shall constitute a first lien and charge upon such lands and shall be collectable in like manner as municipal taxes.

(4) Any person aggrieved by the provisions of a by-law or an amending by-law passed under the authority of this section may, within thirty days after the passage of the by-law or amending by-law, appeal to the Ontario Municipal Board, and the Board shall hear the appeal and dismiss the same or direct that the by-law or amending by-law be amended in accordance with its order. Appeal

(5) Where an application has been made to the Ontario Municipal Board for the approval of a by-law passed under this section, a copy of the decision of the Board with respect to the application shall be supplied by the Board to the applicant and to each person who appeared in person or by counsel at the hearing of the application and who filed with the Board or the secretary of the Board a written request for notice of the decision. Copies of decisions to be supplied

4. This Act comes into force on the day it receives Royal Assent. Commencement

5. This Act may be cited as *The City of London Act, 1965*. Short title

SCHEDULE

CITY OF LONDON ACT, 1965

THIS AGREEMENT made in duplicate the 8th day of December, A.D. 1964,

BETWEEN:

THE CORPORATION OF THE CITY OF LONDON
(hereinafter called the "City"),

OF THE FIRST PART,

— and —

THE PUBLIC UTILITIES COMMISSION OF THE CITY
OF LONDON
(hereinafter called the "Commission"),

OF THE SECOND PART.

WHEREAS the parties hereto entered into an Agreement dated 10th February, 1964, hereinafter referred to as the February 1964 Agreement, relating to water supply for the City of London, and wherein it is provided, *inter alia*, by Paragraph 3 that the Commission shall construct and operate a water pipeline from Lake Huron together with an intake, pumping stations, reservoirs and filtration plant as therein more particularly described.

AND WHEREAS by an Act of the Legislature entitled *The City of London Act, 1964* the City and the Commission were authorized and empowered to enter into the February 1964 Agreement, subject to *The Ontario Water Resources Commission Act*, and authorized and empowered to carry out and perform the terms thereof, subject to the approval of the Ontario Municipal Board being obtained from time to time as provided in the said Agreement.

AND WHEREAS the parties hereto have entered into an Agreement with the Ontario Water Resources Commission dated the 14th day of August, 1964, and approved by order of the Ontario Municipal Board made the 2nd day of September, 1964, with respect to the construction and operation by the Ontario Water Resources Commission of a pipeline and other water works for the transmission of water from Lake Huron to the vicinity of the City of London and the sale to the Commission of chlorinated water.

AND WHEREAS, by reason of the parties having entered into the said Agreement with the Ontario Water Resources Commission as aforesaid, it is necessary that the February 1964 Agreement be amended insofar as the same pertains to the construction and operation of a Lake Huron pipeline, and this Agreement is entered into for such purpose.

AND WHEREAS the following debentures have been issued or issuance has been authorized by the Ontario Municipal Board for some of the works contemplated by the February 1964 Agreement:

<u>Amount</u>	<u>Year of Issue</u>
\$	
2,453,400.00.....	1963
764,919.00.....	1964

Now THEREFORE the parties hereto agree that, subject to the approval of the Ontario Municipal Board, the Agreement made between the parties hereto and dated 10th February, 1964, be and the same is hereby amended as follows:

1. Delete Paragraph 3 and substitute therefor the following:

3. The Commission shall construct the works mentioned in the following schedule within the times indicated in the said schedule to the extent that it shall be possible and reasonably practicable to adhere to the said time schedule, it being the intent of the parties that additional supplies of water shall be obtained from wells in the Komoka area throughout the period 1963 to 1970 and that water shall be delivered in London from the water pipeline from Lake Huron in accordance with its initial capacity during the year 1966:

Work	Estimated Cost	Year by Which Work is to be Completed
	\$	
(a) Komoka Wells Development, Springbank Reservoir Right-of-Way to Lake Huron and Engineering & Distribution System	3,213,450.00	1963
(b) Distribution System Construction.....	2,964,838.00	1964
(c) Arva Pumping Station (part), Arva to City main (part), Distribution System Construction.	2,214,900.00	1965
(d) Arva Pumping Station (part), Arva to City main (part), Distribution System Construction.	2,279,300.00	1966
(e) Distribution System Construction.....	850,100.00	1967
(f) Distribution System Construction.....	858,500.00	1968
(g) Reservoir Construction, Distribution System Construction.	1,395,600.00	1969
(h) Distribution System Construction.....	502,600.00	1970
(i) Distribution System Construction.....	578,900.00	1971
(j) Distribution System Construction.....	601,600.00	1972
(k) Distribution System Construction.....	643,800.00	1973
(l) Distribution System Construction.....	668,600.00	1974
(m) Distribution System Construction.....	677,100.00	1975
(n) Distribution System Construction.....	633,100.00	1976
(o) Distribution System Construction.....	680,000.00	1977

After the year 1977 the program of construction for the water distribution system for the City of London shall continue in order to enlarge the capacity and enable the Commission to maintain an adequate water supply in accordance with increased requirements.

2. Delete sub-paragraph (a) of Paragraph 8 and substitute therefor the following:

8. Subject at all times to the approval of the Ontario Municipal Board so long as such approval shall be required by statute and subject to repayment in accordance with the terms of Paragraph 4 of this Agreement, the City shall raise by the issue of debentures for the purposes contemplated by this Agreement:

(a) The following approximate amounts, namely:

Debentures Required	Year
\$	
996,094.00	1965
1,043,170.00	1966
686,762.00	1967
699,967.00	1968
1,262,222.00	1969
402,632.00	1970
436,881.00	1971
444,882.00	1972
398,942.00	1973
344,146.00	1974
327,591.00	1975
183,768.00	1976
76,564.00	1977

- (b) Such further sums as the Commission may require from time to time for the capital construction purposes contemplated by this Agreement.

This Agreement is entered into upon the express understanding and the condition that the amounts and dates set forth in this Paragraph and in Paragraph 3 constitute approximate and imperfect estimates made prior to the preparation of preliminary and detailed plans, specifications and plans of survey referred to in Paragraph 2, and made without regard to the possible changes in the purchasing power of the dollar, and that these estimates will require adjustment from time to time in accordance with the requirements of the engineering construction program and actual costs incurred.

3. Delete Paragraph 14 and substitute therefor the following:

14. This Agreement shall continue in full force and effect until December 31, 1997 or until all of the debentures issued pursuant to this Agreement have been repaid, whichever shall occur first.

4. All other provisions and conditions of the said February 1964 Agreement are confirmed and shall remain as they now are except insofar as they may be inconsistent with or frustrated by the said Agreement between the Ontario Water Resources Commission and the parties hereto dated August 14, 1964, and this Agreement shall alter the said February 1964 Agreement only so far as is stated herein.

5. This Agreement shall come into force and take effect upon receiving the authority and confirmation of an Act of the Ontario Legislature empowering the parties to carry out and perform the same. The City shall apply for Special Legislation giving the City and the Commission all necessary powers, authority and capacity to carry out and perform their respective obligations and responsibilities under this Agreement, and the Commission agrees to support the application of the City for Special Legislation before the Private Bills Committee of the Legislature.

The Parties hereto have caused to be affixed their respective Corporate
Seals attested by the hands of their duly authorized Officers.

THE CORPORATION OF THE CITY OF
LONDON:

F. G. STRONACH,
Mayor.

R. H. COOPER,
Clerk.

THE PUBLIC UTILITIES COMMISSION OF
THE CITY OF LONDON:

J. H. GILLIES,
Chairman.

C. H. KEW,
Secretary.

An Act respecting the City of London

1st Reading

January 27th, 1964

2nd Reading

3rd Reading

MR. WHITE

(Private Bill)

BILL Pr20

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the City of London

MR. WHITE

(Reprinted as amended by the Committee on Private Bills)

1879-1910
1879-1910

1879-1910



1879-1910

BILL Pr20

1965

An Act respecting the City of London

WHEREAS The Corporation of the City of London, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Corporation and The Public Utilities Commission of the City of London are authorized and empowered to enter ^{Authority to enter into agreement} into an agreement, set forth as the Schedule hereto, amending the agreement dated the 10th day of February, 1964, and set forth as Schedule A to *The City of London Act, 1964*, ^{1964, c. 132} and to carry out and perform the terms thereof, subject to the approval of the Ontario Municipal Board being obtained from time to time as provided therein.

2.—(1) By-laws may be passed by the council of the Corporation for requiring the establishment, construction, ^{Development control} preservation and maintenance of the following facilities within the City of London, or within any defined area or areas thereof, as a condition precedent to the development or redevelopment of any land, and for regulating and controlling such facilities:

1. Access ramps between private land and the travelled portion of a public street, lane or highway, the location thereof and the direction of traffic thereon.
2. The grading of private lands and the disposal of storm and waste water therefrom.
3. Floodlighting of any building or structure.
4. Garbage vaults and central garbage storage and collection areas.

5. Surfacing of parking areas.

6. Walls, fences, hedges and strip planting of trees or shrubs, to provide a buffer zone between land use zones.

Idem

(2) Such by-laws may,

(a) provide that, without cost, easements necessary for public facilities serving only the proposed development shall be conveyed to the City;

(b) prohibit the issuance of building permits until all requirements of the by-laws have been met and, in the case of undeveloped commercial or multi-family blocks or the redevelopment thereof, until site plans have been submitted to and approved by the Corporation;

(c) provide that all works required by the by-laws or of any nature incidental or necessary to the development shall be carried out by the owner of the lands being developed at his risk and expense and, where such works are on a road allowance, to the satisfaction of the City.

Idem

(3) Such by-laws may provide that,

(a) the construction and maintenance of any works, including curbs, pavements, plantings and other improvements, shall at all times be at the sole risk and expense of the owner of the lands being developed;

(b) any loss, costs and damages, which the Corporation may suffer, be at or be put to for or by reason or on account of the construction, maintenance or existence of such works, shall constitute a first lien and charge upon such lands and shall be collectable in like manner as municipal taxes.

Appeal

(4) Any person aggrieved by the provisions of a by-law or an amending by-law passed under the authority of this section may, within thirty days after the passage of the by-law or amending by-law, appeal to the Ontario Municipal Board, and the Board shall hear the appeal and dismiss the same or direct that the by-law or amending by-law be amended in accordance with its order.

(5) Where an application has been made to the Ontario Municipal Board for the approval of a by-law passed under this section, a copy of the decision of the Board with respect to the application shall be supplied by the Board to the applicant and to each person who appeared in person or by counsel at the hearing of the application and who filed with the Board or the secretary of the Board a written request for notice of the decision. ^{Copies of decisions to be supplied}

3. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

4. This Act may be cited as *The City of London Act, 1965*. ^{Short title}

SCHEDULE

CITY OF LONDON ACT, 1965

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BETWEEN:

THE CORPORATION OF THE CITY OF LONDON
(hereinafter called the "City"),

OF THE FIRST PART,

— and —

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(e) Distribution System Construction.....	850,100.00	1967
(f) Distribution System Construction.....	858,500.00	1968
(g) Reservoir Construction, Distribution System Construction.	1,395,600.00	1969
(h) Distribution System Construction.....	502,600.00	1970
(i) Distribution System Construction.....	578,900.00	1971
(j) Distribution System Construction.....	601,600.00	1972
(k) Distribution System Construction.....	643,800.00	1973
(l) Distribution System Construction.....	668,600.00	1974
(m) Distribution System Construction.....	677,100.00	1975
(n) Distribution System Construction.....	633,100.00	1976
(o) Distribution System Construction.....	680,000.00	1977

After the year 1977 the program of construction for the water distribution system for the City of London shall continue in order to enlarge the capacity and enable the Commission to maintain an adequate water supply in accordance with increased requirements.

2. Delete sub-paragraph (a) of Paragraph 8 and substitute therefor the following:

8. Subject at all times to the approval of the Ontario Municipal Board so long as such approval shall be required by statute and subject to repayment in accordance with the terms of Paragraph 4 of this Agreement, the City shall raise by the issue of debentures for the purposes contemplated by this Agreement:

(a) The following approximate amounts, namely:

Debentures Required	Year
\$	
996,094.00.....	1965
1,043,170.00.....	1966
686,762.00.....	1967
699,967.00.....	1968
1,262,222.00.....	1969
402,632.00.....	1970
436,881.00.....	1971
444,882.00.....	1972
398,942.00.....	1973
344,146.00.....	1974
327,591.00.....	1975
183,768.00.....	1976
76,564.00.....	1977

(b) Such further sums as the Commission may require from time to time for the capital construction purposes contemplated by this Agreement.

This Agreement is entered into upon the express understanding and the condition that the amounts and dates set forth in this Paragraph and in Paragraph 3 constitute approximate and imperfect estimates made prior to the preparation of preliminary and detailed plans, specifications and plans of survey referred to in Paragraph 2, and made without regard to the possible changes in the purchasing power of the dollar, and that these estimates will require adjustment from time to time in accordance with the requirements of the engineering construction program and actual costs incurred.

3. Delete Paragraph 14 and substitute therefor the following:

14. This Agreement shall continue in full force and effect until December 31, 1997 or until all of the debentures issued pursuant to this Agreement have been repaid, whichever shall occur first.

4. All other provisions and conditions of the said February 1964 Agreement are confirmed and shall remain as they now are except insofar as they may be inconsistent with or frustrated by the said Agreement between the Ontario Water Resources Commission and the parties hereto dated August 14, 1964, and this Agreement shall alter the said February 1964 Agreement only so far as is stated herein.

5. This Agreement shall come into force and take effect upon receiving the authority and confirmation of an Act of the Ontario Legislature empowering the parties to carry out and perform the same. The City shall apply for Special Legislation giving the City and the Commission all necessary powers, authority and capacity to carry out and perform their respective obligations and responsibilities under this Agreement, and the Commission agrees to support the application of the City for Special Legislation before the Private Bills Committee of the Legislature.

The Parties hereto have caused to be affixed their respective Corporate Seals attested by the hands of their duly authorized Officers.

THE CORPORATION OF THE CITY OF
LONDON:

F. G. STRONACH,
Mayor.

R. H. COOPER,
Clerk.

THE PUBLIC UTILITIES COMMISSION OF
THE CITY OF LONDON:

J. H. GILLIES,
Chairman.

C. H. KEW,
Secretary.

An Act respecting the City of London

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. WHITE

(*Reprinted as amended by the
Committee on Private Bills*)

BILL Pr20

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of London

MR. WHITE

BILL Pr20

1965

An Act respecting the City of London

WHEREAS The Corporation of the City of London, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Corporation and The Public Utilities Commission of the City of London are authorized and empowered to enter ^{Authority to enter into agreement} into an agreement, set forth as the Schedule hereto, amending the agreement dated the 10th day of February, 1964, and set forth as Schedule A to *The City of London Act, 1964*, ^{1964, c. 132} and to carry out and perform the terms thereof, subject to the approval of the Ontario Municipal Board being obtained from time to time as provided therein.

2.—(1) By-laws may be passed by the council of the Corporation for requiring the establishment, construction, ^{Development control} preservation and maintenance of the following facilities within the City of London, or within any defined area or areas thereof, as a condition precedent to the development or redevelopment of any land, and for regulating and controlling such facilities:

1. Access ramps between private land and the travelled portion of a public street, lane or highway, the location thereof and the direction of traffic thereon.
2. The grading of private lands and the disposal of storm and waste water therefrom.
3. Floodlighting of any building or structure.
4. Garbage vaults and central garbage storage and collection areas.

5. Surfacing of parking areas.
6. Walls, fences, hedges and strip planting of trees or shrubs, to provide a buffer zone between land use zones.

Idem

(2) Such by-laws may,

- (a) provide that, without cost, easements necessary for public facilities serving only the proposed development shall be conveyed to the City;
- (b) prohibit the issuance of building permits until all requirements of the by-laws have been met and, in the case of undeveloped commercial or multi-family blocks or the redevelopment thereof, until site plans have been submitted to and approved by the Corporation;
- (c) provide that all works required by the by-laws or of any nature incidental or necessary to the development shall be carried out by the owner of the lands being developed at his risk and expense and, where such works are on a road allowance, to the satisfaction of the City.

Idem

(3) Such by-laws may provide that,

- (a) the construction and maintenance of any works, including curbs, pavements, plantings and other improvements, shall at all times be at the sole risk and expense of the owner of the lands being developed;
- (b) any loss, costs and damages, which the Corporation may suffer, be at or be put to for or by reason or on account of the construction, maintenance or existence of such works, shall constitute a first lien and charge upon such lands and shall be collectable in like manner as municipal taxes.

Appeal

(4) Any person aggrieved by the provisions of a by-law or an amending by-law passed under the authority of this section may, within thirty days after the passage of the by-law or amending by-law, appeal to the Ontario Municipal Board, and the Board shall hear the appeal and dismiss the same or direct that the by-law or amending by-law be amended in accordance with its order.

(5) Where an application has been made to the Ontario Municipal Board for the approval of a by-law passed under this section, a copy of the decision of the Board with respect to the application shall be supplied by the Board to the applicant and to each person who appeared in person or by counsel at the hearing of the application and who filed with the Board or the secretary of the Board a written request for notice of the decision. ^{Copies of decisions to be supplied}

3. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

4. This Act may be cited as *The City of London Act, 1965*. ^{Short title}

SCHEDULE

CITY OF LONDON ACT, 1965

THIS AGREEMENT made in duplicate the 8th day of December, A.D. 1964,

BETWEEN:

THE CORPORATION OF THE CITY OF LONDON
(hereinafter called the "City"),

OF THE FIRST PART,

— and —

THE PUBLIC UTILITIES COMMISSION OF THE CITY
OF LONDON
(hereinafter called the "Commission"),

OF THE SECOND PART.

WHEREAS the parties hereto entered into an Agreement dated 10th February, 1964, hereinafter referred to as the February 1964 Agreement, relating to water supply for the City of London, and wherein it is provided, *inter alia*, by Paragraph 3 that the Commission shall construct and operate a water pipeline from Lake Huron together with an intake, pumping stations, reservoirs and filtration plant as therein more particularly described.

AND WHEREAS by an Act of the Legislature entitled *The City of London Act, 1964* the City and the Commission were authorized and empowered to enter into the February 1964 Agreement, subject to *The Ontario Water Resources Commission Act*, and authorized and empowered to carry out and perform the terms thereof, subject to the approval of the Ontario Municipal Board being obtained from time to time as provided in the said Agreement.

AND WHEREAS the parties hereto have entered into an Agreement with the Ontario Water Resources Commission dated the 14th day of August, 1964, and approved by order of the Ontario Municipal Board made the 2nd day of September, 1964, with respect to the construction and operation by the Ontario Water Resources Commission of a pipeline and other water works for the transmission of water from Lake Huron to the vicinity of the City of London and the sale to the Commission of chlorinated water.

AND WHEREAS, by reason of the parties having entered into the said Agreement with the Ontario Water Resources Commission as aforesaid, it is necessary that the February 1964 Agreement be amended insofar as the same pertains to the construction and operation of a Lake Huron pipeline, and this Agreement is entered into for such purpose.

AND WHEREAS the following debentures have been issued or issuance has been authorized by the Ontario Municipal Board for some of the works contemplated by the February 1964 Agreement:

Amount	Year of Issue
\$	
2,453,400.00.....	1963
764,919.00.....	1964

NOW THEREFORE the parties hereto agree that, subject to the approval of the Ontario Municipal Board, the Agreement made between the parties hereto and dated 10th February, 1964, be and the same is hereby amended as follows:

1. Delete Paragraph 3 and substitute therefor the following:

3. The Commission shall construct the works mentioned in the following schedule within the times indicated in the said schedule to the extent that it shall be possible and reasonably practicable to adhere to the said time schedule, it being the intent of the parties that additional supplies of water shall be obtained from wells in the Komoka area throughout the period 1963 to 1970 and that water shall be delivered in London from the water pipeline from Lake Huron in accordance with its initial capacity during the year 1966:

<u>Work</u>	<u>Estimated Cost</u>	<u>Year by Which Work is to be Completed</u>
	\$	
(a) Komoka Wells Development, Springbank Reservoir Right-of-Way to Lake Huron and Engineering & Distribution System.....	3,213,450.00	1963
(b) Distribution System Construction.....	2,964,838.00	1964
(c) Arva Pumping Station (part), Arva to City main (part), Distribution System Construction.	2,214,900.00	1965
(d) Arva Pumping Station (part), Arva to City main (part), Distribution System Construction.	2,279,300.00	1966
(e) Distribution System Construction.....	850,100.00	1967
(f) Distribution System Construction.....	858,500.00	1968
(g) Reservoir Construction, Distribution System Construction.	1,395,600.00	1969
(h) Distribution System Construction.....	502,600.00	1970
(i) Distribution System Construction.....	578,900.00	1971
(j) Distribution System Construction.....	601,600.00	1972
(k) Distribution System Construction.....	643,800.00	1973
(l) Distribution System Construction.....	668,600.00	1974
(m) Distribution System Construction.....	677,100.00	1975
(n) Distribution System Construction.....	633,100.00	1976
(o) Distribution System Construction.....	680,000.00	1977

After the year 1977 the program of construction for the water distribution system for the City of London shall continue in order to enlarge the capacity and enable the Commission to maintain an adequate water supply in accordance with increased requirements.

2. Delete sub-paragraph (a) of Paragraph 8 and substitute therefor the following:

8. Subject at all times to the approval of the Ontario Municipal Board so long as such approval shall be required by statute and subject to repayment in accordance with the terms of Paragraph 4 of this Agreement, the City shall raise by the issue of debentures for the purposes contemplated by this Agreement:

(a) The following approximate amounts, namely:

Debentures Required	Year
\$	
996,094.00.....	1965
1,043,170.00.....	1966
686,762.00.....	1967
699,967.00.....	1968
1,262,222.00.....	1969
402,632.00.....	1970
436,881.00.....	1971
444,882.00.....	1972
398,942.00.....	1973
344,146.00.....	1974
327,591.00.....	1975
183,768.00.....	1976
76,564.00.....	1977

- (b) Such further sums as the Commission may require from time to time for the capital construction purposes contemplated by this Agreement.

This Agreement is entered into upon the express understanding and the condition that the amounts and dates set forth in this Paragraph and in Paragraph 3 constitute approximate and imperfect estimates made prior to the preparation of preliminary and detailed plans, specifications and plans of survey referred to in Paragraph 2, and made without regard to the possible changes in the purchasing power of the dollar, and that these estimates will require adjustment from time to time in accordance with the requirements of the engineering construction program and actual costs incurred.

3. Delete Paragraph 14 and substitute therefor the following:

14. This Agreement shall continue in full force and effect until December 31, 1997 or until all of the debentures issued pursuant to this Agreement have been repaid, whichever shall occur first.

4. All other provisions and conditions of the said February 1964 Agreement are confirmed and shall remain as they now are except insofar as they may be inconsistent with or frustrated by the said Agreement between the Ontario Water Resources Commission and the parties hereto dated August 14, 1964, and this Agreement shall alter the said February 1964 Agreement only so far as is stated herein.

5. This Agreement shall come into force and take effect upon receiving the authority and confirmation of an Act of the Ontario Legislature empowering the parties to carry out and perform the same. The City shall apply for Special Legislation giving the City and the Commission all necessary powers, authority and capacity to carry out and perform their respective obligations and responsibilities under this Agreement, and the Commission agrees to support the application of the City for Special Legislation before the Private Bills Committee of the Legislature.

The Parties hereto have caused to be affixed their respective Corporate
Seals attested by the hands of their duly authorized Officers.

THE CORPORATION OF THE CITY OF
LONDON:

F. G. STRONACH,
Mayor.

R. H. COOPER,
Clerk.

THE PUBLIC UTILITIES COMMISSION OF
THE CITY OF LONDON:

J. H. GILLIES,
Chairman.

C. H. KEW,
Secretary.

An Act respecting the City of London

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. WHITE

BILL Pr21

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the Village of New Hamburg

MR. REUTER

(PRIVATE BILL)

BILL Pr21

1965

An Act respecting the Village of New Hamburg

WHEREAS The Corporation of the Village of New ^{Preamble}
Hamburg, herein called the Corporation, by its petition
has prayed for special legislation in respect of the matters
hereinafter set forth; and whereas it is expedient to grant the
prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. The construction by The Corporation of the Village of <sup>Construction
of well
validated</sup>
New Hamburg in 1963 of a 208 GPM Deep Well Water Supply,
located between Jacob Street and the Nith River, adjacent
to the Fair Grounds, is hereby validated and declared to be
legal.

2. The borrowing by the Corporation from the Royal <sup>Borrowing
validated</sup>
Bank of Canada in 1963 of \$18,500 at $5\frac{3}{4}$ per cent per annum
used to defray the costs of such Deep Well Water Supply,
repayable during the years 1964 to 1969, inclusive, in blended
payments in the amounts of \$3,450, \$3,400, \$3,700, \$3,800,
\$3,900 and \$4,000 respectively, is hereby declared to be legal,
valid and binding upon the Corporation and the ratepayers
thereof.

3. For the purposes of every Act, the Ontario Municipal <sup>Order
of O.M.B.</sup>
Board shall be deemed to have issued an order, pursuant to
section 64 of *The Ontario Municipal Board Act*, authorizing <sup>R.S.O. 1960,
c. 274</sup>
the Corporation to proceed with the construction of such
Deep Well Water Supply.

4. This Act comes into force on the day it receives Royal <sup>Commence-
ment</sup>
Assent.

5. This Act may be cited as *The Village of New Hamburg* ^{Short title}
Act, 1965.

An Act respecting
the Village of New Hamburg

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. REUTER

(*Private Bill*)

BILL Pr21

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Village of New Hamburg

MR. REUTER

BILL Pr21

1965

An Act respecting the Village of New Hamburg

WHEREAS The Corporation of the Village of New Hamburg, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The construction by The Corporation of the Village of New Hamburg in 1963 of a 208 GPM Deep Well Water Supply, located between Jacob Street and the Nith River, adjacent to the Fair Grounds, is hereby validated and declared to be legal. Construction
of well
validated

2. The borrowing by the Corporation from the Royal Bank of Canada in 1963 of \$18,500 at 5¾ per cent per annum used to defray the costs of such Deep Well Water Supply, repayable during the years 1964 to 1969, inclusive, in blended payments in the amounts of \$3,450, \$3,400, \$3,700, \$3,800, \$3,900 and \$4,000 respectively, is hereby declared to be legal, valid and binding upon the Corporation and the ratepayers thereof. Borrowing
validated

3. For the purposes of every Act, the Ontario Municipal Board shall be deemed to have issued an order, pursuant to section 64 of *The Ontario Municipal Board Act*, authorizing the Corporation to proceed with the construction of such Deep Well Water Supply. Order
of O.M.B.
R.S.O. 1960,
c. 274

4. This Act comes into force on the day it receives Royal Assent. Commence-
ment

5. This Act may be cited as *The Village of New Hamburg Act, 1965*. Short title

An Act respecting
the Village of New Hamburg

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. REUTER

BILL Pr22

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the Municipality of Shuniah

MR. NODEN

(PRIVATE BILL)

BILL Pr22

1965

An Act respecting the Municipality of Shuniah

WHEREAS The Corporation of the Municipality of Shuniah, in the District of Thunder Bay, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Municipality of Shuniah Act, 1936* is amended by ^{1936, c. 83, amended} adding thereto the following section:

4a. The Public School Board of the Township School Area of the Municipality of Shuniah shall be composed of seven trustees, elected in accordance with *The Public Schools Act*, four of such trustees to be elected by the electors of McIntyre Ward, two of such trustees to be elected by the electors of McGregor Ward and one of such trustees to be elected by the electors of McTavish Ward, and, in the event that a board of education is established hereafter for The Corporation of the Municipality of Shuniah in accordance with *The Secondary Schools and Boards of Education Act*, the board shall have seven elective members, four to be elected by the electors of the McIntyre Ward, two to be elected by the electors of the McGregor Ward and one to be elected by the electors of the McTavish Ward, in the manner prescribed in *The Secondary Schools and Boards of Education Act*.

2. *The Municipality of Shuniah Act, 1936* is amended by ^{1936, c. 83, amended} adding thereto the following section:

9a. For the purposes of section 25 of *The Child Welfare Act*, McIntyre Ward, McGregor Ward and McTavish Ward, referred to in section 3, shall each be deemed to be a township under clause *e* of section 1 of *The Child Welfare Act*.

Commence-
ment

3. This Act comes into force on the day it receives Royal Assent.

Short title

4. This Act may be cited as *The Municipality of Shuniah Act, 1965*.

An Act respecting
the Municipality of Shumiah

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. NODEN

(*Private Bill*)

BILL Pr22

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the Municipality of Shuniah

MR. NODEN

(Reprinted as amended by the Committee on Private Bills)

BILL Pr22

1965

An Act respecting the Municipality of Shuniah

WHEREAS The Corporation of the Municipality of Shuniah, in the District of Thunder Bay, by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Municipality of Shuniah Act, 1936* is amended by ^{1936, c. 83, amended} adding thereto the following section:

4a. The Public School Board of the Township School Area of the Municipality of Shuniah shall be composed of seven trustees, elected in accordance with *The Public Schools Act*, four of such trustees to be elected by the electors of McIntyre Ward, two of such trustees to be elected by the electors of McGregor Ward and one of such trustees to be elected by the electors of McTavish Ward, and, in the event that a board of education is established hereafter for The Corporation of the Municipality of Shuniah in accordance with *The Secondary Schools and Boards of Education Act*, the board shall have seven elective members, four to be elected by the electors of the McIntyre Ward, two to be elected by the electors of the McGregor Ward and one to be elected by the electors of the McTavish Ward, in the manner prescribed in *The Secondary Schools and Boards of Education Act*.

2. This Act comes into force on the day it receives Royal Assent.

3. This Act may be cited as *The Municipality of Shuniah Act, 1965*.

An Act respecting
the Municipality of Shuniah

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. NODEN

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr22

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Municipality of Shuniah

MR. NODEN

BILL Pr22

1965

An Act respecting the Municipality of Shuniah

WHEREAS The Corporation of the Municipality of Shuniah, in the District of Thunder Bay, by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Municipality of Shuniah Act, 1936* is amended by adding thereto the following section: 1936, c. 83, amended

4a. The Public School Board of the Township School Area of the Municipality of Shuniah shall be composed of seven trustees, elected in accordance with *The Public Schools Act*, four of such trustees to be elected by the electors of McIntyre Ward, two of such trustees to be elected by the electors of McGregor Ward and one of such trustees to be elected by the electors of McTavish Ward, and, in the event that a board of education is established hereafter for The Corporation of the Municipality of Shuniah in accordance with *The Secondary Schools and Boards of Education Act*, the board shall have seven elective members, four to be elected by the electors of the McIntyre Ward, two to be elected by the electors of the McGregor Ward and one to be elected by the electors of the McTavish Ward, in the manner prescribed in *The Secondary Schools and Boards of Education Act*. Number of school trustees
R.S.O. 1960, c. 390
R.S.O. 1960, c. 362

2. This Act comes into force on the day it receives Royal Assent. Commencement

3. This Act may be cited as *The Municipality of Shuniah Act, 1965*. Short title

An Act respecting
the Municipality of Shuniah

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. NODEN

BILL Pr24

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Town of Gananoque

MR. APPS

(PRIVATE BILL)

BILL Pr24

1965

An Act respecting the Town of Gananoque

WHEREAS The Corporation of the Town of Gananoque ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The council of The Corporation of the Town of Gananoque may pass a by-law, without obtaining the approval of the Ontario Municipal Board, providing for the issue of debentures of the Corporation in a principal amount not exceeding \$55,000, payable in not more than ten years, for the purpose of paying the balance owing for the construction of an addition to the Gananoque Secondary School. ^{Debenture by-law authorized}

2. Sections 55, 56, 57 and 58 of *The Ontario Municipal Board Act* apply in respect of a by-law passed under section 1 and the debentures to be issued thereunder. ^{Application of R.S.O. 1960, c. 274}

3. For the purposes of every Act, the Ontario Municipal Board shall be deemed to have issued an order under section 31 of *The Secondary Schools and Boards of Education Act* and section 64 of *The Ontario Municipal Board Act* authorizing The Board of Education of the Town of Gananoque to proceed with the undertaking referred to in section 1 and authorizing The Corporation of the Town of Gananoque to issue debentures under section 1. ^{By-law deemed approved by O.M.B. R.S.O. 1960, cc. 362, 274}

4. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

5. This Act may be cited as *The Town of Gananoque Act*, 1965. ^{Short title}

An Act respecting
the Town of Gananoque

1st Reading

2nd Reading

3rd Reading

MR. APPS

(Private Bill)

BILL Pr24

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Town of Gananoque

MR. APPS

BILL Pr24

1965

An Act respecting the Town of Gananoque

WHEREAS The Corporation of the Town of Gananoque ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The council of The Corporation of the Town of Gananoque may pass a by-law, without obtaining the approval of the Ontario Municipal Board, providing for the issue of debentures of the Corporation in a principal amount not exceeding \$55,000, payable in not more than ten years, for the purpose of paying the balance owing for the construction of an addition to the Gananoque Secondary School. ^{Debenture by-law authorized}

2. Sections 55, 56, 57 and 58 of *The Ontario Municipal Board Act* apply in respect of a by-law passed under section 1 and the debentures to be issued thereunder. ^{Application of R.S.O. 1960, c. 274}

3. For the purposes of every Act, the Ontario Municipal Board shall be deemed to have issued an order under section 31 of *The Secondary Schools and Boards of Education Act* and section 64 of *The Ontario Municipal Board Act* authorizing The Board of Education of the Town of Gananoque to proceed with the undertaking referred to in section 1 and authorizing The Corporation of the Town of Gananoque to issue debentures under section 1. ^{By-law deemed approved by O.M.B. R.S.O. 1960, cc. 362, 274}

4. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

5. This Act may be cited as *The Town of Gananoque Act*, ^{Short title} 1965.

An Act respecting
the Town of Gananoque

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. APPS

BILL Pr25

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the County of Peel

MR. MACKENZIE

(PRIVATE BILL)

BILL Pr25

1965

An Act respecting the County of Peel

WHEREAS The Corporation of the County of Peel by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Inter-
pretation

- (a) "Council" means the council of the County;
- (b) "County" means The Corporation of the County of Peel;
- (c) "local municipality" means a town, village or township in the County that is not separated therefrom for municipal purposes;
- (d) "municipal electors" means the persons entitled to vote at a municipal election;
- (e) "vote" or "votes" means the vote or votes of a member of the Council.

2. Notwithstanding subsection 1 of section 26 and subsection 3 of section 31 of *The Municipal Act*, the Council shall be composed not only of the reeves and deputy reeves of the local municipalities but shall also include an additional member from each local municipality that has more than 10,000 municipal electors, or two additional members from each local municipality that has more than 21,000 municipal electors, or three additional members from each local municipality that has more than 49,000 municipal electors, or, in the case of local municipalities having more than 109,000 municipal electors, there shall be four additional members plus a further additional member for each additional 60,000 municipal electors in that local municipality. Additional
members of
Council
R.S.O. 1960,
c. 249

Who may
be additional
member

3.—(1) Where under this Act a local municipality is entitled to additional representation on the Council, such additional member or members shall be appointed by a by-law of the council of that local municipality, and any person named shall be a member of that council, provided that, if all the members of that council are already members of the Council, the additional member or members may be appointed, in the same manner, from the municipal electors of that local municipality.

Appoint-
ments in
numerical
order

(2) Where a local municipality is entitled to appoint more than one additional member to the Council, it shall, for the purposes of section 4, designate the persons appointed in numerical order, beginning with the first additional member, the second additional member, and continuing in like manner until all such additional members have been designated numerically.

Number of
votes
R.S.O. 1960,
c. 249

4.—(1) Notwithstanding subsection 2 of section 26 of *The Municipal Act* and subject to subsection 2, the votes that the members of the Council shall have shall be as follows:

- (a) where a local municipality has more than 2,000 but not more than 3,000 municipal electors, the reeve shall have two votes and the deputy reeve shall have one vote;
- (b) where a local municipality has more than 3,000 but not more than 5,000 municipal electors, the reeve shall have two votes and the deputy reeve shall have two votes;
- (c) where a local municipality has more than 5,000 but not more than 7,000 municipal electors, the reeve shall have three votes and the deputy reeve shall have two votes;
- (d) where a local municipality has more than 7,000 but not more than 9,000 municipal electors, the reeve shall have three votes and the deputy reeve shall have three votes;
- (e) where a local municipality has more than 10,000 but not more than 13,000 municipal electors, the first additional member shall have one vote;
- (f) where a local municipality has more than 13,000 but not more than 17,000 municipal electors, the first additional member shall have two votes;

(g) where a local municipality has more than 17,000 municipal electors, the first additional member shall have three votes;

(h) where a local municipality has more than 21,000 but not more than 25,000 municipal electors, the second additional member shall have one vote;

(i) where a local municipality has more than 25,000 but not more than 29,000 municipal electors, the second additional member shall have two votes;

(j) where a local municipality has more than 29,000 municipal electors, the second additional member shall have three votes;

(k) where a local municipality has more than 49,000 municipal electors, the third additional member shall have one vote, and shall have one additional vote for each additional 20,000 municipal electors above the number at which he was appointed, to a maximum of three in all;

(l) where a local municipality has more than 109,000 municipal electors, each additional member appointed after the third additional member shall have one vote, and shall have one additional vote for each additional 20,000 municipal electors above the number at which he was appointed, to a maximum of three votes in all.

(2) No member of the Council shall have more than three votes.

Limitation
on number
of votes

5. Section 200 of *The Municipal Act* applies *mutatis mutandis*.

Voting in
committee
R.S.O. 1960,
c. 249

6.—(1) Subsection 2 of section 33 of *The Municipal Act* applies to sections 2, 3 and 4 of this Act.

How number
of municipal
electors
determined

(2) The clerk of each local municipality shall make the return prescribed by subsection 3 of section 33 of *The Municipal Act* whether or not the local municipality has fewer than 10,000 municipal electors, and subsection 4 of the said section 33 applies.

Certificate
of clerk

7.—(1) A local municipality having a mayor may, by a by-law enacted before the first meeting of the Council in any year, provide that the mayor shall represent the local municipality on the Council in place of either the reeve or the deputy reeve, and, if such a by-law is enacted,

Mayor may
represent
reeve or
deputy
reeve

- (a) the mayor may not be appointed as an additional member under section 2 as long as the by-law remains in force; and
- (b) the mayor shall continue to sit on the Council in place of the reeve or deputy reeve, as the case may be, until at least the 31st day of December in that year; and
- (c) the mayor shall have the same number of votes as the reeve or deputy reeve whom he replaces would have had as a member of the Council.

Reeve or
deputy
replaced
to be first
additional
member

(2) If a by-law is passed pursuant to subsection 1, the reeve or deputy reeve, as the case may be, who is replaced by the mayor shall, while the by-law remains in force, be the first additional member appointed to the Council by such local municipality.

Mayor may
be first
additional
member

(3) If a local municipality having a mayor does not pass a by-law pursuant to subsection 1, the mayor shall be the first additional member appointed to the Council by such local municipality.

Two-thirds
vote on
borrowing
by-laws
R.S.O. 1960,
c. 249

8. Notwithstanding clause *v* of section 1 and section 196 of *The Municipal Act*, no by-law presented to the Council for the purpose of borrowing money may be passed unless the votes cast for the affirmative represent at least two-thirds of the total number of votes cast.

Commence-
ment

9. This Act comes into force on the day it receives Royal Assent.

Short title

10. This Act may be cited as *The County of Peel Act, 1965*.

An Act respecting the County of Peel

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. MACKENZIE

(Private Bill)

BILL Pr25

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the County of Peel

MR. MACKENZIE

(Reprinted as amended by the Committee of the Whole House)

BILL Pr25 enacted by the Legislative Assembly of Ontario 1965

An Act respecting the County of Peel

WHEREAS The Corporation of the County of Peel by Preamble
its petition has prayed for special legislation in respect
of the matters hereinafter set forth; and whereas it is expedient
to grant the prayer of petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. In this Act,

Interpre-
tation

- (a) "Council" means the council of the County;
- (b) "County" means The Corporation of the County of Peel;
- (c) "local municipality" means a town, village or township in the County that is not separated therefrom for municipal purposes;
- (d) "municipal electors" means the persons entitled to vote at a municipal election;
- (e) "vote" or "votes" means the vote or votes of a member of the Council.

2. Notwithstanding subsection 1 of section 26 and subsection 3 of section 31 of *The Municipal Act*, the Council shall be composed not only of the reeves and deputy reeves of the local municipalities but shall also include an additional member from each local municipality that has more than 10,000 municipal electors, or two additional members from each local municipality that has more than 21,000 municipal electors, or three additional members from each local municipality that has more than 49,000 municipal electors, or, in the case of local municipalities having more than 109,000 municipal electors, there shall be four additional members plus a further additional member for each additional 60,000 municipal electors in that local municipality.

Additional
members of
Council
R.S.O. 1960,
c. 249

Who may
be additional
member

3.—(1) Where under this Act a local municipality is entitled to additional representation on the Council, such additional member or members shall be appointed by a by-law of the council of that local municipality, and any person named shall be a member of that council, provided that, if all the members of that council are already members of the Council, the additional member or members may be appointed, in the same manner, from the municipal electors of that local municipality.

Appoint-
ments in
numerical
order

(2) Where a local municipality is entitled to appoint more than one additional member to the Council, it shall, for the purposes of section 4, designate the persons appointed in numerical order, beginning with the first additional member, the second additional member, and continuing in like manner until all such additional members have been designated numerically.

Number of
votes
R.S.O. 1960,
c. 249

4.—(1) Notwithstanding subsection 2 of section 26 of *The Municipal Act* and subject to subsection 2, the votes that the members of the Council shall have shall be as follows:

- (a) where a local municipality has more than 2,000 but not more than 3,000 municipal electors, the reeve shall have two votes and the deputy reeve shall have one vote;
- (b) where a local municipality has more than 3,000 but not more than 5,000 municipal electors, the reeve shall have two votes and the deputy reeve shall have two votes;
- (c) where a local municipality has more than 5,000 but not more than 7,000 municipal electors, the reeve shall have three votes and the deputy reeve shall have two votes;
- (d) where a local municipality has more than 7,000 but not more than 9,000 municipal electors, the reeve shall have three votes and the deputy reeve shall have three votes;
- (e) where a local municipality has more than 10,000 but not more than 13,000 municipal electors, the first additional member shall have one vote;
- (f) where a local municipality has more than 13,000 but not more than 17,000 municipal electors, the first additional member shall have two votes;

- (g) where a local municipality has more than 17,000 municipal electors, the first additional member shall have three votes;
- (h) where a local municipality has more than 21,000 but not more than 25,000 municipal electors, the second additional member shall have one vote;
- (i) where a local municipality has more than 25,000 but not more than 29,000 municipal electors, the second additional member shall have two votes;
- (j) where a local municipality has more than 29,000 municipal electors, the second additional member shall have three votes;
- (k) where a local municipality has more than 49,000 municipal electors, the third additional member shall have one vote, and shall have one additional vote for each additional 20,000 municipal electors above the number at which he was appointed, to a maximum of three in all;
- (l) where a local municipality has more than 109,000 municipal electors, each additional member appointed after the third additional member shall have one vote, and shall have one additional vote for each additional 20,000 municipal electors above the number at which he was appointed, to a maximum of three votes in all.

(2) No member of the Council shall have more than three votes. Limitation on number of votes

5. Section 200 of *The Municipal Act* applies *mutatis mutandis*. Voting in committee R.S.O. 1960, c. 249

6.—(1) Subsection 2 of section 33 of *The Municipal Act* applies to sections 2, 3 and 4 of this Act. How number of municipal electors determined

(2) The clerk of each local municipality shall make the return prescribed by subsection 3 of section 33 of *The Municipal Act* whether or not the local municipality has fewer than 10,000 municipal electors, and subsection 4 of the said section 33 applies. Certificate of clerk

7.—(1) A local municipality having a mayor may, by a by-law enacted before the first meeting of the Council in any year, provide that the mayor shall represent the local municipality on the Council in place of either the reeve or the deputy reeve, and, if such a by-law is enacted, Mayor may represent reeve or deputy reeve

- (a) the mayor may not be appointed as an additional member under section 2 as long as the by-law remains in force; and
- (b) the mayor shall continue to sit on the Council in place of the reeve or deputy reeve, as the case may be, until at least the 31st day of December in that year; and
- (c) the mayor shall have the same number of votes as the reeve or deputy reeve whom he replaces would have had as a member of the Council.

Reeve or
deputy
reeve
replaced
to be first
additional
member

(2) If a by-law is passed pursuant to subsection 1, the reeve or deputy reeve, as the case may be, who is replaced by the mayor shall, while the by-law remains in force, be the first additional member appointed to the Council by such local municipality.

Mayor may
be first
additional
member

(3) If a local municipality having a mayor does not pass a by-law pursuant to subsection 1, the mayor shall be the first additional member appointed to the Council by such local municipality.

Two-thirds
vote on
borrowing
by-laws
R.S.O. 1960,
c. 249

8. Notwithstanding clause *v* of section 1 and section 196 of *The Municipal Act*, no by-law presented to the Council for the purpose of borrowing money may be passed unless the votes cast for the affirmative represent at least two-thirds of the total number of votes cast.

Commence-
ment

9. This Act comes into force on the 1st day of January, 1966.

Short title

10. This Act may be cited as *The County of Peel Act, 1965*.

An Act respecting the County of Peel

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

MR. MACKENZIE

*(Reprinted as amended by the
Committee of the Whole House)*

BILL Pr25

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the County of Peel

MR. MACKENZIE

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BILL Pr25 1965

An Act respecting the County of Peel

WHEREAS The Corporation of the County of Peel by ^{Preamble} its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

**Inter-
pretation**

- (a) "Council" means the council of the County;
- (b) "County" means The Corporation of the County of Peel;
- (c) "local municipality" means a town, village or township in the County that is not separated therefrom for municipal purposes;
- (d) "municipal electors" means the persons entitled to vote at a municipal election;
- (e) "vote" or "votes" means the vote or votes of a member of the Council.

2. Notwithstanding subsection 1 of section 26 and subsection 3 of section 31 of *The Municipal Act*, the Council shall be composed not only of the reeves and deputy reeves of the local municipalities but shall also include an additional member from each local municipality that has more than 10,000 municipal electors, or two additional members from each local municipality that has more than 21,000 municipal electors, or three additional members from each local municipality that has more than 49,000 municipal electors, or, in the case of local municipalities having more than 109,000 municipal electors, there shall be four additional members plus a further additional member for each additional 60,000 municipal electors in that local municipality.

**Additional
members of
Council
R.S.O. 1960,
c. 249**

Who may
be additional
member

3.—(1) Where under this Act a local municipality is entitled to additional representation on the Council, such additional member or members shall be appointed by a by-law of the council of that local municipality, and any person named shall be a member of that council, provided that, if all the members of that council are already members of the Council, the additional member or members may be appointed, in the same manner, from the municipal electors of that local municipality.

Appoint-
ments in
numerical
order

(2) Where a local municipality is entitled to appoint more than one additional member to the Council, it shall, for the purposes of section 4, designate the persons appointed in numerical order, beginning with the first additional member, the second additional member, and continuing in like manner until all such additional members have been designated numerically.

Number of
votes
R.S.O. 1960,
c. 249

4.—(1) Notwithstanding subsection 2 of section 26 of *The Municipal Act* and subject to subsection 2, the votes that the members of the Council shall have shall be as follows:

- (a) where a local municipality has more than 2,000 but not more than 3,000 municipal electors, the reeve shall have two votes and the deputy reeve shall have one vote;
- (b) where a local municipality has more than 3,000 but not more than 5,000 municipal electors, the reeve shall have two votes and the deputy reeve shall have two votes;
- (c) where a local municipality has more than 5,000 but not more than 7,000 municipal electors, the reeve shall have three votes and the deputy reeve shall have two votes;
- (d) where a local municipality has more than 7,000 but not more than 49,000 municipal electors, the reeve shall have three votes and the deputy reeve shall have three votes;
- (e) where a local municipality has more than 10,000 but not more than 13,000 municipal electors, the first additional member shall have one vote;
- (f) where a local municipality has more than 13,000 but not more than 17,000 municipal electors, the first additional member shall have two votes;

- (g) where a local municipality has more than 17,000 municipal electors, the first additional member shall have three votes;
- (h) where a local municipality has more than 21,000 but not more than 25,000 municipal electors, the second additional member shall have one vote;
- (i) where a local municipality has more than 25,000 but not more than 29,000 municipal electors, the second additional member shall have two votes;
- (j) where a local municipality has more than 29,000 municipal electors, the second additional member shall have three votes;
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- (l) where a local municipality has more than 109,000 municipal electors, each additional member appointed after the third additional member shall have one vote, and shall have one additional vote for each additional 20,000 municipal electors above the number at which he was appointed, to a maximum of three votes in all.

(2) No member of the Council shall have more than three votes. Limitation on number of votes

5. Section 200 of *The Municipal Act* applies *mutatis mutandis*. Voting in committee R.S.O. 1960, c. 249

6.—(1) Subsection 2 of section 33 of *The Municipal Act* applies to sections 2, 3 and 4 of this Act. How number of municipal electors determined

(2) The clerk of each local municipality shall make the return prescribed by subsection 3 of section 33 of *The Municipal Act* whether or not the local municipality has fewer than 10,000 municipal electors, and subsection 4 of the said section 33 applies. Certificate of clerk

7.—(1) A local municipality having a mayor may, by a by-law enacted before the first meeting of the Council in any year, provide that the mayor shall represent the local municipality on the Council in place of either the reeve or the deputy reeve, and, if such a by-law is enacted, Mayor may represent reeve or deputy reeve

- (a) the mayor may not be appointed as an additional member under section 2 as long as the by-law remains in force; and
- (b) the mayor shall continue to sit on the Council in place of the reeve or deputy reeve, as the case may be, until at least the 31st day of December in that year; and
- (c) the mayor shall have the same number of votes as the reeve or deputy reeve whom he replaces would have had as a member of the Council.

Reeve or
deputy
replaced
to be first
additional
member

(2) If a by-law is passed pursuant to subsection 1, the reeve or deputy reeve, as the case may be, who is replaced by the mayor shall, while the by-law remains in force, be the first additional member appointed to the Council by such local municipality.

Mayor may
be first
additional
member

(3) If a local municipality having a mayor does not pass a by-law pursuant to subsection 1, the mayor shall be the first additional member appointed to the Council by such local municipality.

Two-thirds
vote on
borrowing
by-laws
R.S.O. 1960
c. 249

8. Notwithstanding clause *v* of section 1 and section 196 of *The Municipal Act*, no by-law presented to the Council for the purpose of borrowing money may be passed unless the votes cast for the affirmative represent at least two-thirds of the total number of votes cast.

Commence-
ment

9. This Act comes into force on the 1st day of January, 1966.

Short title

10. This Act may be cited as *The County of Peel Act, 1965*.

General and Special Accounts

General and Special Accounts

General and Special Accounts

General and Special Accounts

An Act respecting the County of Peel

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 14th, 1965

MR. MACKENZIE

BILL Pr26

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of St. Thomas

MR. McNEIL

(PRIVATE BILL)

BILL Pr26

1965

An Act respecting the City of St. Thomas

WHEREAS The Corporation of the City of St. Thomas Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. The agreement between The Memorial Hospital Trust, Agreement validated
The St. Thomas-Elgin General Hospital and The Corporation
of the City of St. Thomas, dated the 11th day of January,
1965, and set forth as the Schedule hereto, is hereby confirmed
and declared to be legal, valid and binding.

2. All donations, gifts, devises and bequests heretofore or Trust property vested in General Hospital free of existing trusts
hereafter made to or in trust for Amasa Wood Hospital,
Memorial Hospital, Elgin Memorial Hospital or The Memorial
Hospital Trust, together with any unexpended income there-
from, are hereby vested in The St. Thomas-Elgin General
Hospital free of existing trusts but in trust to be used for hos-
pital purposes.

3. The Memorial Hospital Trust, a corporation incor- Memorial Hospital Trust dissolved
porated by *An Act respecting the Amasa Wood Hospital in the*
City of St. Thomas, being chapter 123 of the Statutes of On-
tario, 1919, and renamed by section 5 of *An Act respecting*
the City of St. Thomas, being chapter 86 of the Statutes of
Ontario, 1923, is hereby dissolved.

4. The following are repealed:

Repeal:

1. *An Act respecting the Amasa Wood Hospital in the* 1919, c. 123
City of St. Thomas.

2. Section 5 of *An Act respecting the City of St. Thomas.* 1923, c. 86, s. 5

1954, c. 131,
s. 4,
repealed

Commence-
ment

Short title

5. Section 4 of *The City of St. Thomas Act, 1954* is repealed.

6. This Act comes into force on the day it receives Royal Assent.

7. This Act may be cited as *The City of St. Thomas Act, 1965*.

SCHEDULE

MEMORANDUM OF AGREEMENT made this Eleventh day of January, 1965.

BETWEEN:

THE MEMORIAL HOSPITAL TRUST,
hereinafter called the Hospital Trust,

OF THE FIRST PART,

— and —

THE ST. THOMAS-ELGIN GENERAL HOSPITAL,
hereinafter called the General Hospital,

OF THE SECOND PART,

— and —

THE CORPORATION OF THE CITY OF ST. THOMAS,
hereinafter called the City,

OF THE THIRD PART.

WHEREAS the Legislature of the Province of Ontario by *An Act respecting the City of St. Thomas*, being Chapter 86 of the Statutes of Ontario, 1923, did vest the control and management of the Memorial Hospital and the Amasa Wood Hospital in a Board of Trustees called "The Memorial Hospital Trust" and by section 6 of the said Act did enact that:

"All legacies and bequests, contained in the will of any person, and all monies granted or set aside by any person or persons, society or organization payable to, or in trust for or for the benefit of The Elgin Memorial Hospital, may be paid to the said Board for the benefit of or in trust for the Memorial Hospital constructed under the authority of this Act, and all executors, trustees and other persons holding or controlling such legacies, bequests or monies may pay and are hereby authorized to pay the same over to the Memorial Hospital Trust for the use and benefit of this Memorial Hospital."

AND WHEREAS the parties hereto deem it expedient that the title and possession of all personal property belonging to The Hospital Trust, except accounts receivable by The Hospital Trust, be vested in and delivered to The General Hospital in trust to be used for hospital purposes.

NOW THEREFORE The Hospital Trust, The General Hospital and The City mutually agree each with the other as follows:

1. The Hospital Trust and The City agree to transfer, set over, assign and deliver and do hereby transfer, set over, assign and deliver to The General Hospital free of any existing trusts, all their right, title and interest in and to all personal property held by, or for, or under the control or to the credit of The Hospital Trust (except accounts receivable by The Hospital Trust and the proceeds therefrom, the right whereto is hereby confirmed in The City) to hold the same in trust to use the same for hospital purposes.

2. The General Hospital agrees to accept any and all such personal property and to hold and use same for hospital purposes.

3. The City agrees to apply to the Legislature of the Province of Ontario for an Act validating the terms of this Agreement and dissolving The Memorial Hospital Trust and repealing all prior enactments relating thereto and the General Hospital agrees to pay all costs incurred in obtaining such an Act.

IN WITNESS WHEREOF the parties hereto have hereunto set their respective Corporate Seals over the hands of their proper signing officers.

SIGNED, SEALED AND DELIVERED

THE MEMORIAL HOSPITAL TRUST:

In the presence of:

A. J. DEMCIE,

E. C. REID.

THE ST. THOMAS-ELGIN GENERAL
HOSPITAL:

CHARLES I. BLACK,

B. G. THACKER.

THE CORPORATION OF THE CITY OF
ST. THOMAS:

D. R. STOKES,

E. C. REID.

An Act respecting the City of St. Thomas

1st Reading

2nd Reading

3rd Reading

MR. MCNEIL

(*Private Bill*)

BILL Pr26

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the City of St. Thomas

MR. MCNEIL

*(Reprinted as amended by the Committee on Private Bills
upon the recommendation of the Commissioners of Estate Bills)*

BILL Pr26

1965

An Act respecting the City of St. Thomas

WHEREAS The Corporation of the City of St. Thomas ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The agreement between The Memorial Hospital Trust, ^{Agreement validated} The St. Thomas-Elgin General Hospital and The Corporation of the City of St. Thomas, dated the 11th day of January, 1965, and set forth as the Schedule hereto, is hereby confirmed and declared to be legal, valid and binding.

2. All donations, gifts, devises and bequests heretofore or hereafter made to or in trust for Amasa Wood Hospital, Memorial Hospital, Elgin Memorial Hospital or The Memorial Hospital Trust, together with any unexpended income therefrom, are hereby vested in The St. Thomas-Elgin General Hospital. ^{Trust property vested in General Hospital free of existing trusts}

3. The Memorial Hospital Trust, a corporation incorporated by *An Act respecting the Amasa Wood Hospital in the City of St. Thomas*, being chapter 123 of the Statutes of Ontario, 1919, and renamed by section 5 of *An Act respecting the City of St. Thomas*, being chapter 86 of the Statutes of Ontario, 1923, is hereby dissolved. ^{Memorial Hospital Trust dissolved}

4. The following are repealed:

Repeal:

1. *An Act respecting the Amasa Wood Hospital in the City of St. Thomas*. ^{1919, c. 123}

2. Section 5 of *An Act respecting the City of St. Thomas*. ^{1923, c. 86, s. 5}

5. Section 4 of *The City of St. Thomas Act, 1954* is repealed. ^{1954, c. 131, s. 4, repealed}

Commence-
ment

6. This Act comes into force on the day it receives Royal Assent.

Short title

7. This Act may be cited as *The City of St. Thomas Act, 1965*.

SCHEDULE

MEMORANDUM OF AGREEMENT made this Eleventh day of January, 1965,

BETWEEN:

THE MEMORIAL HOSPITAL TRUST,
hereinafter called the Hospital Trust,

OF THE FIRST PART,

— and —

THE ST. THOMAS-ELGIN GENERAL HOSPITAL,
hereinafter called the General Hospital,

OF THE SECOND PART,

— and —

THE CORPORATION OF THE CITY OF ST. THOMAS,
hereinafter called the City,

OF THE THIRD PART.

WHEREAS the Legislature of the Province of Ontario by *An Act respecting the City of St. Thomas*, being Chapter 86 of the Statutes of Ontario, 1923, did vest the control and management of the Memorial Hospital and the Amasa Wood Hospital in a Board of Trustees called "The Memorial Hospital Trust" and by section 6 of the said Act did enact that:

"All legacies and bequests, contained in the will of any person, and all monies granted or set aside by any person or persons, society or organization payable to, or in trust for or for the benefit of The Elgin Memorial Hospital, may be paid to the said Board for the benefit of or in trust for the Memorial Hospital constructed under the authority of this Act, and all executors, trustees and other persons holding or controlling such legacies, bequests or monies may pay and are hereby authorized to pay the same over to the Memorial Hospital Trust for the use and benefit of this Memorial Hospital."

AND WHEREAS the parties hereto deem it expedient that the title and possession of all personal property belonging to The Hospital Trust, except accounts receivable by The Hospital Trust, be vested in and delivered to The General Hospital in trust to be used for hospital purposes.

NOW THEREFORE The Hospital Trust, The General Hospital and The City mutually agree each with the other as follows:

1. The Hospital Trust and The City agree to transfer, set over, assign and deliver and do hereby transfer, set over, assign and deliver to The General Hospital free of any existing trusts, all their right, title and interest in and to all personal property held by, or for, or under the control or to the credit of The Hospital Trust (except accounts receivable by The Hospital Trust and the proceeds therefrom, the right whereto is hereby confirmed in The City) to hold the same in trust to use the same for hospital purposes.

2. The General Hospital agrees to accept any and all such personal property and to hold and use same for hospital purposes.

3. The City agrees to apply to the Legislature of the Province of Ontario for an Act validating the terms of this Agreement and dissolving The Memorial Hospital Trust and repealing all prior enactments relating thereto and the General Hospital agrees to pay all costs incurred in obtaining such an Act.

IN WITNESS WHEREOF the parties hereto have hereunto set their respective Corporate Seals over the hands of their proper signing officers.

SIGNED, SEALED AND DELIVERED

THE MEMORIAL HOSPITAL TRUST:

In the presence of:

A. J. DEMCIE,

E. C. REID.

THE ST. THOMAS-ELGIN GENERAL
HOSPITAL:

CHARLES I. BLACK,

B. G. THACKER.

THE CORPORATION OF THE CITY OF
ST. THOMAS:

D. R. STOKES,

E. C. REID.

An Act respecting the City of St. Thomas

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. McNEIL

*(Reprinted as amended by the Committee on
Private Bills upon the recommendation of the
Commissioners of Estate Bills)*

BILL Pr26

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of St. Thomas

MR. McNEIL

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DATE 11/11/01 BY 60322 UCBAW/STP

BILL Pr26

1965

An Act respecting the City of St. Thomas

WHEREAS The Corporation of the City of St. Thomas ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The agreement between The Memorial Hospital Trust, ^{Agreement validated} The St. Thomas-Elgin General Hospital and The Corporation of the City of St. Thomas, dated the 11th day of January, 1965, and set forth as the Schedule hereto, is hereby confirmed and declared to be legal, valid and binding.

2. All donations, gifts, devises and bequests heretofore or hereafter made to or in trust for Amasa Wood Hospital, ^{Trust property vested in General Hospital free of existing trusts} Memorial Hospital, Elgin Memorial Hospital or The Memorial Hospital Trust, together with any unexpended income therefrom, are hereby vested in The St. Thomas-Elgin General Hospital.

3. The Memorial Hospital Trust, a corporation incorporated by *An Act respecting the Amasa Wood Hospital in the City of St. Thomas*, being chapter 123 of the Statutes of Ontario, 1919, and renamed by section 5 of *An Act respecting the City of St. Thomas*, being chapter 86 of the Statutes of Ontario, 1923, is hereby dissolved. ^{Memorial Hospital Trust dissolved}

4. The following are repealed:

Repeal:

1. *An Act respecting the Amasa Wood Hospital in the City of St. Thomas.* ^{1919, c. 123}

2. Section 5 of *An Act respecting the City of St. Thomas.* ^{1923, c. 86, s. 5}

5. Section 4 of *The City of St. Thomas Act, 1954* is repealed. ^{1954, c. 131, s. 4, repealed}

Commence-
ment

6. This Act comes into force on the day it receives Royal Assent.

Short title

7. This Act may be cited as *The City of St. Thomas Act, 1965.*

SCHEDULE

MEMORANDUM OF AGREEMENT made this Eleventh day of January, 1965,

BETWEEN:

THE MEMORIAL HOSPITAL TRUST,
hereinafter called the Hospital Trust,

OF THE FIRST PART,

— and —

THE ST. THOMAS-ELGIN GENERAL HOSPITAL,
hereinafter called the General Hospital,

OF THE SECOND PART,

— and —

THE CORPORATION OF THE CITY OF ST. THOMAS,
hereinafter called the City,

OF THE THIRD PART.

WHEREAS the Legislature of the Province of Ontario by *An Act respecting the City of St. Thomas*, being Chapter 86 of the Statutes of Ontario, 1923, did vest the control and management of the Memorial Hospital and the Amasa Wood Hospital in a Board of Trustees called "The Memorial Hospital Trust" and by section 6 of the said Act did enact that:

"All legacies and bequests, contained in the will of any person, and all monies granted or set aside by any person or persons, society or organization payable to, or in trust for or for the benefit of The Elgin Memorial Hospital, may be paid to the said Board for the benefit of or in trust for the Memorial Hospital constructed under the authority of this Act, and all executors, trustees and other persons holding or controlling such legacies, bequests or monies may pay and are hereby authorized to pay the same over to the Memorial Hospital Trust for the use and benefit of this Memorial Hospital."

AND WHEREAS the parties hereto deem it expedient that the title and possession of all personal property belonging to The Hospital Trust, except accounts receivable by The Hospital Trust, be vested in and delivered to The General Hospital in trust to be used for hospital purposes.

NOW THEREFORE The Hospital Trust, The General Hospital and The City mutually agree each with the other as follows:

1. The Hospital Trust and The City agree to transfer, set over, assign and deliver and do hereby transfer, set over, assign and deliver to The General Hospital free of any existing trusts, all their right, title and interest in and to all personal property held by, or for, or under the control or to the credit of The Hospital Trust (except accounts receivable by The Hospital Trust and the proceeds therefrom, the right whereto is hereby confirmed in The City) to hold the same in trust to use the same for hospital purposes.

2. The General Hospital agrees to accept any and all such personal property and to hold and use same for hospital purposes.

3. The City agrees to apply to the Legislature of the Province of Ontario for an Act validating the terms of this Agreement and dissolving The Memorial Hospital Trust and repealing all prior enactments relating thereto and the General Hospital agrees to pay all costs incurred in obtaining such an Act.

IN WITNESS WHEREOF the parties hereto have hereunto set their respective Corporate Seals over the hands of their proper signing officers.

SIGNED, SEALED AND DELIVERED

THE MEMORIAL HOSPITAL TRUST:

In the presence of:

A. J. DEMCIE,

E. C. REID.

THE ST. THOMAS-ELGIN GENERAL
HOSPITAL:

CHARLES I. BLACK,

B. G. THACKER.

THE CORPORATION OF THE CITY OF
ST. THOMAS:

D. R. STOKES,

E. C. REID.

An Act respecting the City of St. Thomas

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. MCNEIL

BILL Pr27

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Township of Torbolton

MR. RACINE

(PRIVATE BILL)

BILL Pr27 1965**An Act respecting the Township of Torbolton**

WHEREAS The Corporation of the Township of Torbolton, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The council of the Corporation is hereby authorized to establish one or more polling places within the limits of the City of Ottawa or any other local municipality within the County of Carleton in accordance with the convenience of those electors who are residents of Ottawa or any other local municipality within the County of Carleton. Polling places in County of Carleton

(2) Where two or more polling places are provided, each polling place shall be designated by the initial letters of the surnames of the electors who are qualified to vote therein, that is to say, "A" to "M" and "N" to "Z", or as the case may be. Designation of polling places

(3) Each polling place shall be designated in such a manner that the number of electors entitled to vote in each polling place shall as nearly as possible equal, but not exceed, 450 as determined by the last revised assessment roll. Number of electors for each polling place

(4) Where the clerk finds that the number of electors in any polling place exceeds 450, he shall notify the council of such fact. Notice

(5) Where the number of electors in a polling place exceeds 450 or where the council is of opinion that the convenience of the electors will be promoted, the council may make a re-division of the polling places so that the polling places will conform with this section. Redivision of polling places

When
alteration
to take
effect

(6) When a polling place is created or altered after the publication of the voters' list, such creation or alteration shall not take effect until the next voters' lists are being prepared.

Election
not void
if more
than pre-
scribed
number of
electors

(7) An election is not irregular or void or voidable for the reason that a polling place provides for more than the prescribed number of electors.

Agreements
re polling
places

2.—(1) The council of the Corporation may enter into agreements with any person, public authority, school board, board of education, church or other owner of a building that, in the discretion of the council, is suitable for the purpose of establishing a polling place within the limits of the City of Ottawa or any other local municipality within the County of Carleton, and any such place may be used as a polling place.

Payment
for use
of polling
place

(2) Where a place such as described in subsection 1 is used, the council shall pay to the board or person having control of the place a sum sufficient to cover any damage done to it and any expense for cleaning or otherwise caused by such use.

Consent of
school board

(3) No school shall be used without the consent of the board having control of the school.

Constables
or clerks

(4) The board of commissioners of police or the chief constable shall cause one or more constables or clerks, as the case may be, to attend at each polling place in a school house or building, such as described in subsection 1, in which an election is being held and to perform the duties required by this Act of a constable appointed by the returning officer.

Substitute
polling
place

3. Where a polling place has been appointed for holding an election, or for taking a vote in accordance with this Act, within the limits of the City of Ottawa or any other local municipality within the County of Carleton, and it is afterwards found that the building cannot be obtained or is unsuitable for the purpose, the clerk may select in lieu of it the nearest suitable building that is available, and he shall post up, and keep posted up, a notice on the building named in the by-law and in two other conspicuous places nearby directing the voters to the place so selected.

Commence-
ment

4. This Act shall be deemed to have come into force on the 1st day of January, 1965.

short title

5. This Act may be cited as *The Township of Torbolton Act, 1965.*

The American Chemical Society

Report of the Committee on the Standardization of Chemical Nomenclature

Name	Symbol	Formula	Molecular Weight	Density	Boiling Point	Melting Point	Solubility	Refractive Index	Specific Heat	Thermal Conductivity	Viscosity	Surface Tension	Dielectric Constant	Electrical Conductivity	Thermal Stability	Chemical Stability	Biological Activity	Toxicity	Flammability	Explosive Limits	Corrosiveness	Oxidizing Power	Reducing Power	Catalytic Activity	Polymerizability	Complexing Ability	Other Properties
Hydrogen	H	H ₂	2.016	0.08988	-252.87	-252.87	Insoluble	1.00013	1.00013	0.0175	0.000024	0.000007	1.00000	0.000000	Stable	Stable	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert
Oxygen	O	O ₂	31.998	1.429	-182.96	-218.29	Insoluble	1.00021	1.00021	0.0218	0.000024	0.000007	1.00000	0.000000	Stable	Stable	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert
Nitrogen	N	N ₂	28.013	1.2506	-195.79	-210.09	Insoluble	1.00044	1.00044	0.0258	0.000024	0.000007	1.00000	0.000000	Stable	Stable	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert
Carbon	C	C	12.011	2.267	3500	3500	Insoluble	1.00000	1.00000	0.00000	0.00000	0.00000	1.00000	0.00000	Stable	Stable	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert
Sulfur	S	S	32.06	2.07	444.6	115.21	Insoluble	1.00000	1.00000	0.00000	0.00000	0.00000	1.00000	0.00000	Stable	Stable	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert	Inert

An Act respecting
the Township of Torbolton

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. RACINE

(*Private Bill*)

BILL Pr28

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting The Board of Trustees of the Roman Catholic Separate Schools for the City of London

MR. WHITE

(PRIVATE BILL)

THE UNIVERSITY OF CHICAGO
LIBRARY

THE UNIVERSITY OF CHICAGO
LIBRARY

1914-1915

1914-1915

BILL Pr28

1965

**An Act respecting The Board of Trustees of
the Roman Catholic Separate Schools
for the City of London**

WHEREAS The Board of Trustees of the Roman Catholic ^{Preamble}
Separate Schools for the City of London by its petition
has prayed for special legislation in respect of the matter
hereinafter set forth; and whereas it is expedient to grant the
prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. The Board of Trustees of the Roman Catholic Separate <sup>Composition
of Board</sup>
Schools for the City of London shall, commencing with the
election to be held in the year 1966, comprise seven members
to be elected at large by the separate school supporters of the
zone over which such Board of Trustees has jurisdiction, such
members to hold office for a period of two years.

2. This Act comes into force on the day it receives Royal <sup>Commence-
ment</sup>
Assent.

3. This Act may be cited as *The London Separate School* ^{Short title}
Board Act, 1965.

An Act respecting The Board of Trustees
of the Roman Catholic Separate Schools
for the City of London

1st Reading

2nd Reading

3rd Reading

MR. WHITE

(*Private Bill*)

BILL Pr29

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Township of York

MR. DUNLOP

(PRIVATE BILL)

THE UNIVERSITY OF CHICAGO
 LIBRARY

THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO

BILL Pr29

1965

An Act respecting the Township of York

WHEREAS The Corporation of the Township of York ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding any general or special Act, the council ^{Composition of board of health} of The Corporation of the Township of York may, by by-law, provide that the local board of health for the Township of York shall consist of the reeve, the medical officer of health and,

- (a) five persons qualified to be elected as members of the council, at least two of whom are not members of council; or
- (b) seven persons qualified to be elected as members of the council, at least three of whom are not members of council.

2. The persons referred to in clauses *a* and *b* of section 1 ^{Appointment of members} shall be appointed annually by the council at its first meeting in each year.

3. This Act comes into force on the day it receives Royal ^{Commencement} Assent.

4. This Act may be cited as *The Township of York Act*, ^{Short title} 1965.

An Act respecting the Township of York

1st Reading

2nd Reading

3rd Reading

MR. DUNLOP

(*Private Bill*)

BILL Pr29

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Township of York

MR. DUNLOP

BILL Pr29

1965

An Act respecting the Township of York

WHEREAS The Corporation of the Township of York ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding any general or special Act, the council ^{Composition of board of health} of The Corporation of the Township of York may, by by-law, provide that the local board of health for the Township of York shall consist of the reeve, the medical officer of health and,

- (a) five persons qualified to be elected as members of the council, at least two of whom are not members of council; or
- (b) seven persons qualified to be elected as members of the council, at least three of whom are not members of council.

2. The persons referred to in clauses *a* and *b* of section 1 ^{Appointment of members} shall be appointed annually by the council at its first meeting in each year.

3. This Act comes into force on the day it receives Royal ^{Commencement} Assent.

4. This Act may be cited as *The Township of York Act*, ^{Short title} 1965.

An Act respecting the Township of York

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. DUNLOP

BILL Pr30

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Township of Mosa

MR. OLDE

(PRIVATE BILL)

BILL Pr30

1965

An Act respecting the Township of Mosa

WHEREAS The Corporation of the Township of Mosa, ^{Preamble} hereinafter called the Corporation, by its petition has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-laws Nos. 1783, 1785 and 1789 of the Corporation, ^{By-laws confirmed} passed respectively on the 5th day of September, the 5th day of September and the 19th day of September, 1964, and respectively authorizing the issue of debentures of the Corporation in the principal amount of \$1,750 for the construction of a drainage work in the Township of Mosa known as the "Donald Cartier Tile Drain", in the principal amount of \$7,177 for the construction of a drainage work in the Township of Mosa known as the "McConnell Drain", and in the principal amount of \$3,893 for the construction of a drainage work in the Township of Mosa known as the "McIntyre Drain", and each of which by-laws is set forth in the Schedule hereto, are hereby confirmed and declared to be legal, valid and binding upon the Corporation and the ratepayers thereof.

2. Sections 55, 56, 57 and 58 of *The Ontario Municipal Board Act* apply in respect of By-laws Nos. 1783, 1785 and 1789, referred to in section 1, and the debentures to be issued thereunder. ^{Application of R.S.O. 1960 c. 274}

3. For the purposes of every Act, the Ontario Municipal Board shall be deemed to have issued an order, pursuant to section 64 of *The Ontario Municipal Board Act*, authorizing the Corporation to proceed with the drainage works referred to in section 1 and authorizing the Corporation to pass By-laws Nos. 1783, 1785 and 1789 referred to in section 1. ^{Order of O.M.B.}

Commence- ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Township of Mosa Act, 1965*.

SCHEDULE

BY-LAW No. 1783

TOWNSHIP OF MOSA

DONALD CARTIER TILE DRAIN

A BY-LAW to provide for a drainage works in the Township of Mosa in the County of Middlesex, and for borrowing on the credit of the municipality the sum of \$1,750.00 for completing the drainage works.

WHEREAS the requisite number of owners, as shown by the last revised assessment roll, of the property hereinafter set forth requiring drainage have petitioned the Council of the Township of Mosa praying that the following roads may be drained by a drainage works:

Lots 13 and 14 Concession 4, Lot 14 Concession 5, and road allowance between Concessions 4 and 5;

AND WHEREAS the Council has procured a report made by James D. Nisbet, O.L.S.;

AND WHEREAS the Council is of the opinion that the drainage of the area described is desirable;

THEREFORE the Council of the Township of Mosa pursuant to *The Drainage Act, 1962-63* enacts as follows:

1. The report is hereby adopted, and the drainage works as therein indicated and set forth are hereby authorized and shall be completed in accordance therewith.

2. The Corporation of the Township of Mosa may borrow on the credit of the Corporation the sum of \$1,750.00 being the funds necessary for the drainage works not otherwise provided for; provided that such sum shall be reduced by the amount of grants and commuted payments with respect to lands and roads assessed, and may issue debentures of the Corporation to that amount in sums of not less than \$50 each, and payable within 5 years from the date such debentures with interest at the rate of six per cent per annum; these debentures without coupons to be paid annually beginning one year after date of issue; such debentures to be payable at the office of the Treasurer.

3. For paying the sum of \$1,189.00, the amount charged against such lands and roads for benefit, and the sum of \$561.00, the amount charged against such lands and roads for outlet liability, apart from lands and roads belonging to or controlled by the municipality, and for covering interest thereon for 5 years, at the rate of 6 per cent per annum, the total special rates over and above all other rates shall be assessed, levied and collected in the same manner and at the same time as other taxes are levied and collected upon and from the undermentioned parcels of land, and parts of parcels and roads, and the amount of the total special rates and interest against each parcel or part of parcel respectively shall be divided into 5 equal parts, and one such part shall be assessed, levied and collected as aforesaid, in each year for 5 years, after the passing of this by-law, during which the debentures have to run, provided that no greater amount shall be levied than is required after taking into account and crediting the amount of grants under subsection 2 of section 64 of *The Drainage Act, 1962-63*, the amount of moneys paid under a by-law passed under subsection 4 of section 40 of that Act and commuted payments with respect to lands and roads assessed.

4. For paying the sum of \$1,750.00 the amount assessed against such roads and lands of the municipality, and for covering interest thereon for 5 years at the rate of 6 per cent per annum, a special rate, sufficient to produce the required yearly amount therefor, shall, over and above all other rates, be levied and collected in the same manner and at the same time as other taxes levied and collected upon and from the whole rateable property in the Township of Mosa in each year for 5 years after the passing of this by-law, during which the debentures have to run.

5. This by-law comes into force on the passing thereof, and may be cited as the DONALD CARTIER DRAIN BY-LAW NO. 1783.

Con.	Lot	Owner	Assessment	Assessment less Provincial Aid	Interest	Annual Pay 5 years
4	13	D. Cartier.....	\$ 600.00	\$ 400.00	\$ 72.00	\$ 94.40
	14	D. Cartier.....	989.00	659.33	118.68	155.60
5	14	J. Martin.....	1.00	.67	.12	.16

NOTICE IS HEREBY GIVEN that a Court of Revision will be held at the Pratt's Siding School in the Township of Mosa on Saturday, September 5th, 1964 at the hour of 4.00 o'clock in the afternoon to hear and consider any complaint in respect of any matter in the said by-law over which the said Council has jurisdiction. All notices of appeal shall be served on the Clerk of the Municipality at least ten days prior to the first sitting of Court.

FURTHER NOTICE IS HEREBY GIVEN that anyone intending to appeal to have this by-law, or any part thereof, quashed, must not later than ten days after the final passing thereof, serve a notice in writing upon the Reeve and upon the Clerk of the Municipality of his intention to make application for that purpose to the Drainage Referee or other proper Court, during the six weeks after the final passing of this By-law.

DOUGALD A. McCALLUM,
Clerk of the Township of Mosa.

I, Dougald A. McCallum, Clerk of the Municipality of the Township of Mosa, do hereby certify that the foregoing is a true copy of By-law 1783 provisionally adopted by the Municipal Council of the Township of Mosa on the 6th day of August, 1964.

DOUGALD A. McCALLUM,
Clerk of the Township of Mosa.

READ THE FIRST AND SECOND TIME and provisionally adopted the 6th day of August, 1964.

DOUGALD A. McCALLUM, *Clerk.* CALVERT REYCRAFT, *Reeve.*

READ THE THIRD TIME and finally adopted this 5th day of September, 1964.

DOUGALD A. McCALLUM, *Clerk.* CALVERT REYCRAFT, *Reeve.*

BY-LAW No. 1785
TOWNSHIP OF MOSA
McCONNELL DRAIN

A BY-LAW to provide for a drainage works in the Township of Mosa in the County of Middlesex, and for borrowing on the credit of the municipality the sum of \$7,177.00 for completing the drainage works.

WHEREAS the requisite number of owners, as shown by the last revised assessment roll, of the property hereinafter set forth requiring drainage have petitioned the Council of the Township of Mosa praying that the following lands and roads may be drained by a drainage works:

South half lots 12, 13 and lots 14, 15, 16, 17, in the Township of Mosa, and parts of lots 17 and 27 in the Township of Euphemia. Road allowance concessions 4 and 5, 12-13 sideroad, 16-17 sideroad, Townline 2, in the Township of Mosa. Road allowance of Townline 2 in the Township of Euphemia;

AND WHEREAS the Council of the Township of Mosa has procured a report made by James D. Nisbet, P.Eng., O.L.S;

AND WHEREAS the Council is of the opinion that the drainage of the area described is desirable;

THEREFORE the Council of the Township of Mosa pursuant to *The Drainage Act, 1962-63* enacts as follows:

1. The report is hereby adopted, and the drainage works as therein indicated and set forth are hereby authorized and shall be completed in accordance therewith.

2. The Corporation of the Township of Mosa may borrow on the credit of the Corporation the sum of \$7,177.00 being the funds necessary for the drainage works not otherwise provided for; provided that such sum shall be reduced by the amount of grants and commuted payments with respect to lands and roads assessed, and may issue debentures of the Corporation to the amount in sums of not less than \$50 each, and payable within 5 years from the date such debentures with interest at the rate of six per cent per annum; these debentures without coupons to be paid annually beginning one year after date of issue; such debentures to be payable at the office of the Treasurer.

3. For paying the sum of \$2,422.00, the amount charged against such lands and roads for benefit, and the sum of \$4,755.00, the amount charged against such lands and roads for outlet liability, apart from lands and roads belonging to or controlled by the municipality, and for covering interest thereon for 5 years, at the rate of 6 per cent per annum, the total special rates over and above all other rates shall be assessed, levied and collected in the same manner and at the same time as other taxes are levied and collected upon and from the undermentioned parcels of lands and parts of parcels and roads, and the amount of the total special rates and interest against each parcel or part of parcel respectively shall be divided into 5 equal parts, and one such part shall be assessed, levied and collected as aforesaid, in each year for 5 years, after the passing of this by-law, during which the debentures have to run, provided that no greater amount shall be levied than is required after taking into account and crediting the amount of grants under subsection 2 of section 64 of *The Drainage Act, 1962-63*, the amount of moneys paid under a by-law passed under subsection 4 of section 40 of that Act and commuted payments with respect to lands and roads assessed.

4. For paying the sum of \$7,177.00, the amount assessed against such roads and lands of the municipality, and for covering interest thereon for 5 years at the rate of 6 per cent per annum, a special rate, sufficient to produce the required yearly amount therefor, shall, over and above all other rates, be levied and collected in the same manner and at the same time as other taxes levied and collected upon and from the whole rateable property in the Township of Mosa in each year for 5 years after the passing of this by-law, during which the debentures have to run.

5. This by-law comes into force on the passing thereof, and may be cited as the McCONNELL DRAIN By-LAW No. 1785.

SCHEDULE OF ASSESSMENT

Lot	Owner	Assessment	Assessment less Provincial Aid	Interest	Annual Pay 5 years
<i>Concession Four—</i>					
W. 2/3 S. ½ 12.....	J. Muxlow.....	\$ 397.00	\$264.67	\$ 47.64	\$ 62.46
N. ½ 13.....	D. Cartier.....	628.00	418.67	75.36	98.81
Pt. S. ½ 13 N. of Rly..	J. Florian.....	435.00	290.00	52.20	68.44
Pt. S. ½ 13 S. of Rly..	N. Corlette.....	49.00	32.67	5.88	7.71
N. ½ 14.....	D. Cartier.....	987.00	658.00	118.44	155.29
E. ½ S. ½ 14.....	W. Cucksey.....	35.00	23.34	4.20	5.51
W. ½ S. ½ 14.....	P. Shred.....	18.00	12.00	1.80	2.76
N. ½ 15.....	L. Roobaert.....	839.00	559.34	100.68	132.00
N. ½ N. ½ 16.....	A. Clements.....	178.00	118.67	21.36	28.01
S. ½ N. ½ 16.....	C. Armstrong.....	29.00	19.34	3.48	4.56
Pt. 12 and 13.....	Can. Pac. Rly.....	29.00	.....	.....	.....
Pt. 17.....	K. Csenteý.....	12.00	8.00	1.44	1.89
<i>Concession Five—</i>					
W. ½ S. ½ 13.....	L. Chevalier.....	59.00	39.34	7.08	9.28
S. ½ 14.....	J. Martin.....	526.00	350.67	63.12	82.76
E. ½ S. ½ 15.....	M. Osaka.....	494.00	329.14	59.28	77.72
W. ½ S. ½ 15.....	S. Byers.....	370.00	246.67	44.40	58.21
N. ½ 15.....	H. Covemaker.....	41.00	27.34	4.92	6.45
W. ½ S. ½ 15.....	M. Tymchuk.....	122.00	81.34	14.64	19.20
Pt. S. ½ 16.....	M. Tymchuk.....	167.00	111.34	20.04	26.28
S.E. 8 S. ½ 16.....	W. B. and H. Mann	78.00	52.00	9.36	12.27
N.E. pt. S. ½ 16.....	A. Clements.....	247.00	164.67	29.64	38.86
N. ½ 16.....	A. Clements.....	111.00	74.00	13.32	17.46
W. ½ S. ½ 16.....	N. Kulac.....	494.00	329.34	59.28	77.72
Gore N. ½ 17.....	F. Smith.....	67.00	44.67	8.04	10.54
E. ½ 17.....	L. Anakin.....	239.00	159.34	28.69	37.61
S. ½ 17.....	A. Alward.....	82.00	54.67	9.84	12.90
<i>Special Assessment—</i>					
	S. Byers.....	387.00	258.00	46.44	60.89

READ THE FIRST AND SECOND TIME and provisionally adopted the 6th day of August, 1964.

DOUGALD A. McCALLUM,
Clerk.

CALVERT REYCRAFT,
Reeve.

READ THE THIRD TIME and finally adopted this 5th day of September, 1964.

DOUGALD A. McCALLUM,
Clerk.

CALVERT REYCRAFT,
Reeve.

BY-LAW No. 1789

TOWNSHIP OF MOSA

A BY-LAW to provide for a drainage works in the Township of Mosa in the County of Middlesex, and for borrowing on the credit of the municipality the sum of \$3,893.00 for completing the drainage works.

WHEREAS the requisite number of owners, as shown by the last revised assessment roll, of the property hereinafter set forth requiring drainage have petitioned the Council of the Township of Mosa praying that the following lands and roads may be drained by a drainage works:

Concession 3, Lot 6, and Con. 4, Lots 6 and 7, and road allowance between Concessions 3 and 4 and between Lots 4 and 5;

AND WHEREAS the Council has procured a report made by James D. Nisbet;

AND WHEREAS the Council is of opinion that the drainage of the area described is desirable;

THEREFORE the Council of the Township of Mosa pursuant to *The Drainage Act, 1962-63* enacts as follows:

1. The report is hereby adopted, and the drainage works as therein indicated and set forth are hereby authorized and shall be completed in accordance therewith.

2. The Corporation of the Township of Mosa may borrow on the credit of the Corporation the sum of \$3,893.00 being the funds necessary for the drainage works not otherwise provided for; provided that such sum shall be reduced by the amount of grants and commuted payments with respect to lands and roads assessed, and may issue debentures of the Corporation to that amount in sums of not less than \$50 each, and payable within 5 years from the date such debentures with interest at the rate of six per cent per annum; these debentures without coupons to be paid annually beginning one year after date of issue; such debentures to be payable at the office of the Treasurer.

3. For paying the sum of \$1,480.00, the amount charged against such lands and roads for benefit, and the sum of \$2,422.00, the amount charged against such lands and roads for outlet liability, apart from lands and roads belonging to or controlled by the municipality, and for covering interest thereon for 5 years, at the rate of 6 per cent per annum, the total special rates over and above all other rates shall be assessed, levied and collected in the same manner and at the same time as other taxes are levied and collected upon and from the undermentioned parcels of lands and parts of parcels and roads, and the amount of the total special rates and interest against each parcel or part of parcel respectively shall be divided into 5 equal parts, and one such part shall be assessed, levied and collected as aforesaid, in each year for 5 years, after the passing of this by-law, during which the debentures have to run, provided that no greater amount shall be levied than is required after taking into account and crediting the amount of grants under subsection 2 of section 64 of *The Drainage Act, 1962-63*, the amount of moneys paid under a by-law passed under subsection 4 of section 40 of that Act and commuted payments with respect to lands and roads assessed.

4. For paying the sum of \$3,893.00, the amount assessed against such roads and lands of the municipality, and for covering interest thereon for 5 years at the rate of 6 per cent per annum, a special rate, sufficient to produce the required yearly amount therefor, shall, over and above all other rates, be levied and collected in the same manner and at the same time as other taxes levied and collected upon and from the whole rateable property in the Township of Mosa in each year for 5 years after the passing of this by-law, during which the debentures have to run.

5. This by-law comes into force on the passing thereof, and may be cited as the MCINTYRE DRAIN BY-LAW No. 1789.

SCHEDULE OF ASSESSMENT

Lot	Owner	Assessment	Assessment less Provincial Aid	Interest	Annual Pay 5 years
<i>Concession Three—</i>					
Pt. W. $\frac{1}{2}$ N. $\frac{1}{2}$ 4.....	J. Ferguson.....	\$ 7.00	\$ 4.67	\$.85	\$ 1.10
W. $\frac{1}{2}$ N. $\frac{1}{2}$ 4.....	S. Paulik.....	48.00	32.00	5.75	7.55
N. $\frac{1}{2}$ exc. $\frac{1}{4}$ acre 5...	G. Munro.....	410.00	273.33	49.20	64.51
E. $\frac{1}{2}$ S. $\frac{1}{2}$ 5.....	S. Paulik.....	42.00	28.00	5.04	6.61
W. $\frac{1}{2}$ S. $\frac{1}{2}$ 5.....	R. Kulick.....	216.00	144.00	25.92	33.98
E. $\frac{1}{2}$ S. $\frac{1}{2}$ 6.....	R. Kulick.....	687.00	458.00	82.44	108.09
N. $\frac{1}{2}$ 6.....	J. Bailes.....	849.00	566.00	101.88	133.58
W. $\frac{1}{2}$ S. $\frac{1}{2}$ 6.....	R. Kulick.....	74.00	49.33	8.88	11.65
E. $\frac{1}{2}$ N. $\frac{1}{2}$ 7.....	J. Bailes.....	346.00	230.67	41.52	54.44

Concession Four—

N. $\frac{1}{2}$ 6.....	J. D. Mitchell.....	10.00	6.67	1.20	1.57
S. $\frac{1}{2}$ exc. Rly. 5.....	G. Munro.....	74.00	49.33	8.88	11.65
E. $\frac{1}{2}$ S. $\frac{1}{2}$ exc. Rly. 6.....	D. Munro.....	52.00	34.67	6.24	8.18
W. $\frac{1}{2}$ S. $\frac{1}{2}$ exc. Rly. 6.....	D. Munro.....	44.00	29.33	5.28	6.93
N. $\frac{1}{2}$ 7.....	J. Livingston.....	323.00	215.33	38.76	50.82
E. $\frac{1}{2}$ S. $\frac{1}{2}$ exc. Rly. 7.....	L. Gillies.....	313.00	208.67	37.57	49.25
E. $\frac{1}{2}$ W. $\frac{1}{2}$ S. $\frac{1}{2}$ exc. Rly. 7.....	D. Munro.....	68.00	45.33	8.16	10.70
W. $\frac{1}{4}$ S. $\frac{1}{2}$ exc. Rly. 7.....	R. Dodds.....	28.00	18.67	3.36	4.41
N. $\frac{1}{2}$ 8.....	J. D. Mitchell.....	10.00	6.67	1.20	1.57
S. $\frac{1}{2}$ 8.....	H. McKelvie.....	10.00	6.67	1.20	1.57

Special Assessment—

R. Kulick.....	12.00	8.00	1.44	1.89
J. Bailes.....	270.00	180.00	32.40	42.48

READ THE FIRST AND SECOND TIME and provisionally adopted the 15th day of August, 1964.

DOUGALD A. McCALLUM, *Clerk.* CALVERT REYCRAFT, *Reeve.*

READ THE THIRD TIME and finally adopted this 19th day of September, 1964.

DOUGALD A. McCALLUM, *Clerk.* CALVERT REYCRAFT, *Reeve.*

An Act respecting
the Township of Mosa

1st Reading

2nd Reading

3rd Reading

MR. OLDE

(*Private Bill*)

BILL Pr30

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Township of Mosa

MR. OLDE

BILL Pr30

1965

An Act respecting the Township of Mosa

WHEREAS The Corporation of the Township of Mosa, ^{Preamble} hereinafter called the Corporation, by its petition has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-laws Nos. 1783, 1785 and 1789 of the Corporation, ^{By-laws confirmed} passed respectively on the 5th day of September, the 5th day of September and the 19th day of September, 1964, and respectively authorizing the issue of debentures of the Corporation in the principal amount of \$1,750 for the construction of a drainage work in the Township of Mosa known as the "Donald Cartier Tile Drain", in the principal amount of \$7,177 for the construction of a drainage work in the Township of Mosa known as the "McConnell Drain", and in the principal amount of \$3,893 for the construction of a drainage work in the Township of Mosa known as the "McIntyre Drain", and each of which by-laws is set forth in the Schedule hereto, are hereby confirmed and declared to be legal, valid and binding upon the Corporation and the ratepayers thereof.

2. Sections 55, 56, 57 and 58 of *The Ontario Municipal Board Act* ^{Application of R.S.O. 1960, c. 274} apply in respect of By-laws Nos. 1783, 1785 and 1789, referred to in section 1, and the debentures to be issued thereunder.

3. For the purposes of every Act, the Ontario Municipal Board shall be deemed to have issued an order, pursuant to section 64 of *The Ontario Municipal Board Act*, ^{Order of O.M.B.} authorizing the Corporation to proceed with the drainage works referred to in section 1 and authorizing the Corporation to pass By-laws Nos. 1783, 1785 and 1789 referred to in section 1.

**Commence-
ment**

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Township of Mosa Act, 1965*.

SCHEDULE

BY-LAW No. 1783

TOWNSHIP OF MOSA

DONALD CARTIER TILE DRAIN

A BY-LAW to provide for a drainage works in the Township of Mosa in the County of Middlesex, and for borrowing on the credit of the municipality the sum of \$1,750.00 for completing the drainage works.

WHEREAS the requisite number of owners, as shown by the last revised assessment roll, of the property hereinafter set forth requiring drainage have petitioned the Council of the Township of Mosa praying that the following roads may be drained by a drainage works:

Lots 13 and 14 Concession 4, Lot 14 Concession 5, and road allowance between Concessions 4 and 5;

AND WHEREAS the Council has procured a report made by James D. Nisbet, O.L.S.;

AND WHEREAS the Council is of the opinion that the drainage of the area described is desirable;

THEREFORE the Council of the Township of Mosa pursuant to *The Drainage Act, 1962-63* enacts as follows:

1. The report is hereby adopted, and the drainage works as therein indicated and set forth are hereby authorized and shall be completed in accordance therewith.

2. The Corporation of the Township of Mosa may borrow on the credit of the Corporation the sum of \$1,750.00 being the funds necessary for the drainage works not otherwise provided for; provided that such sum shall be reduced by the amount of grants and commuted payments with respect to lands and roads assessed, and may issue debentures of the Corporation to that amount in sums of not less than \$50 each, and payable within 5 years from the date such debentures with interest at the rate of six per cent per annum; these debentures without coupons to be paid annually beginning one year after date of issue; such debentures to be payable at the office of the Treasurer.

3. For paying the sum of \$1,189.00, the amount charged against such lands and roads for benefit, and the sum of \$561.00, the amount charged against such lands and roads for outlet liability, apart from lands and roads belonging to or controlled by the municipality, and for covering interest thereon for 5 years, at the rate of 6 per cent per annum, the total special rates over and above all other rates shall be assessed, levied and collected in the same manner and at the same time as other taxes are levied and collected upon and from the undermentioned parcels of land, and parts of parcels and roads, and the amount of the total special rates and interest against each parcel or part of parcel respectively shall be divided into 5 equal parts, and one such part shall be assessed, levied and collected as aforesaid, in each year for 5 years, after the passing of this by-law, during which the debentures have to run, provided that no greater amount shall be levied than is required after taking into account and crediting the amount of grants under subsection 2 of section 64 of *The Drainage Act, 1962-63*, the amount of moneys paid under a by-law passed under subsection 4 of section 40 of that Act and commuted payments with respect to lands and roads assessed.

4. For paying the sum of \$1,750.00 the amount assessed against such roads and lands of the municipality, and for covering interest thereon for 5 years at the rate of 6 per cent per annum, a special rate, sufficient to produce the required yearly amount therefor, shall, over and above all other rates, be levied and collected in the same manner and at the same time as other taxes levied and collected upon and from the whole rateable property in the Township of Mosa in each year for 5 years after the passing of this by-law, during which the debentures have to run.

5. This by-law comes into force on the passing thereof, and may be cited as the DONALD CARTIER DRAIN BY-LAW NO. 1783.

Con.	Lot	Owner	Assessment	Assessment less Provincial Aid	Interest	Annual Pay 5 years
4	13	D. Cartier.....	\$ 600.00	\$ 400.00	\$ 72.00	\$ 94.40
	14	D. Cartier.....	989.00	659.33	118.68	155.60
5	14	J. Martin.....	1.00	.67	.12	.16

NOTICE IS HEREBY GIVEN that a Court of Revision will be held at the Pratt's Siding School in the Township of Mosa on Saturday, September 5th, 1964 at the hour of 4.00 o'clock in the afternoon to hear and consider any complaint in respect of any matter in the said by-law over which the said Council has jurisdiction. All notices of appeal shall be served on the Clerk of the Municipality at least ten days prior to the first sitting of Court.

FURTHER NOTICE IS HEREBY GIVEN that anyone intending to appeal to have this by-law, or any part thereof, quashed, must not later than ten days after the final passing thereof, serve a notice in writing upon the Reeve and upon the Clerk of the Municipality of his intention to make application for that purpose to the Drainage Referee or other proper Court, during the six weeks after the final passing of this By-law.

DOUGALD A. McCALLUM,
Clerk of the Township of Mosa.

I, Dougald A. McCallum, Clerk of the Municipality of the Township of Mosa, do hereby certify that the foregoing is a true copy of By-law 1783 provisionally adopted by the Municipal Council of the Township of Mosa on the 6th day of August, 1964.

DOUGALD A. McCALLUM,
Clerk of the Township of Mosa.

READ THE FIRST AND SECOND TIME and provisionally adopted the 6th day of August, 1964.

DOUGALD A. McCALLUM, *Clerk.* CALVERT REYCREFT, *Reeve.*

READ THE THIRD TIME and finally adopted this 5th day of September, 1964.

DOUGALD A. McCALLUM, *Clerk.* CALVERT REYCREFT, *Reeve.*

BY-LAW No. 1785
TOWNSHIP OF MOSA
McCONNELL DRAIN

A BY-LAW to provide for a drainage works in the Township of Mosa in the County of Middlesex, and for borrowing on the credit of the municipality the sum of \$7,177.00 for completing the drainage works.

WHEREAS the requisite number of owners, as shown by the last revised assessment roll, of the property hereinafter set forth requiring drainage have petitioned the Council of the Township of Mosa praying that the following lands and roads may be drained by a drainage works:

South half lots 12, 13 and lots 14, 15, 16, 17, in the Township of Mosa, and parts of lots 17 and 27 in the Township of Euphemia. Road allowance concessions 4 and 5, 12-13 sideroad, 16-17 sideroad, Townline 2, in the Township of Mosa. Road allowance of Townline 2 in the Township of Euphemia;

AND WHEREAS the Council of the Township of Mosa has procured a report made by James D. Nisbet, P.Eng., O.L.S;

AND WHEREAS the Council is of the opinion that the drainage of the area described is desirable;

THEREFORE the Council of the Township of Mosa pursuant to *The Drainage Act, 1962-63* enacts as follows:

1. The report is hereby adopted, and the drainage works as therein indicated and set forth are hereby authorized and shall be completed in accordance therewith.

2. The Corporation of the Township of Mosa may borrow on the credit of the Corporation the sum of \$7,177.00 being the funds necessary for the drainage works not otherwise provided for; provided that such sum shall be reduced by the amount of grants and commuted payments with respect to lands and roads assessed, and may issue debentures of the Corporation to the amount in sums of not less than \$50 each, and payable within 5 years from the date such debentures with interest at the rate of six per cent per annum; these debentures without coupons to be paid annually beginning one year after date of issue; such debentures to be payable at the office of the Treasurer.

3. For paying the sum of \$2,422.00, the amount charged against such lands and roads for benefit, and the sum of \$4,755.00, the amount charged against such lands and roads for outlet liability, apart from lands and roads belonging to or controlled by the municipality, and for covering interest thereon for 5 years, at the rate of 6 per cent per annum, the total special rates over and above all other rates shall be assessed, levied and collected in the same manner and at the same time as other taxes are levied and collected upon and from the undermentioned parcels of lands and parts of parcels and roads, and the amount of the total special rates and interest against each parcel or part of parcel respectively shall be divided into 5 equal parts, and one such part shall be assessed, levied and collected as aforesaid, in each year for 5 years, after the passing of this by-law, during which the debentures have to run, provided that no greater amount shall be levied than is required after taking into account and crediting the amount of grants under subsection 2 of section 64 of *The Drainage Act, 1962-63*, the amount of moneys paid under a by-law passed under subsection 4 of section 40 of that Act and commuted payments with respect to lands and roads assessed.

4. For paying the sum of \$7,177.00, the amount assessed against such roads and lands of the municipality, and for covering interest thereon for 5 years at the rate of 6 per cent per annum, a special rate, sufficient to produce the required yearly amount therefor, shall, over and above all other rates, be levied and collected in the same manner and at the same time as other taxes levied and collected upon and from the whole rateable property in the Township of Mosa in each year for 5 years after the passing of this by-law, during which the debentures have to run.

5. This by-law comes into force on the passing thereof, and may be cited as the McCONNELL DRAIN By-LAW No. 1785.

SCHEDULE OF ASSESSMENT

Lot	Owner	Assessment	Assessment less Provincial Aid	Interest	Annual Pay 5 years
<i>Concession Four—</i>					
W. 2/3 S. 1/2 12.....	J. Muxlow.....	\$ 397.00	\$264.67	\$ 47.64	\$ 62.46
N. 1/2 13.....	D. Cartier.....	628.00	418.67	75.36	98.81
Pt. S. 1/2 13 N. of Rly..	J. Florian.....	435.00	290.00	52.20	68.44
Pt. S. 1/2 13 S. of Rly..	N. Corlette.....	49.00	32.67	5.88	7.71
N. 1/2 14.....	D. Cartier.....	987.00	658.00	118.44	155.29
E. 1/2 S. 1/2 14.....	W. Cucksey.....	35.00	23.34	4.20	5.51
W. 1/2 S. 1/2 14.....	P. Shred.....	18.00	12.00	1.80	2.76
N. 1/2 15.....	L. Roobaert.....	839.00	559.34	100.68	132.00
N. 1/2 N. 1/2 16.....	A. Clements.....	178.00	118.67	21.36	28.01
S. 1/2 N. 1/2 16.....	C. Armstrong.....	29.00	19.34	3.48	4.56
Pt. 12 and 13.....	Can. Pac. Rly.....	29.00			
Pt. 17.....	K. Csentey.....	12.00	8.00	1.44	1.89
<i>Concession Five—</i>					
W. 1/2 S. 1/2 13.....	L. Chevalier.....	59.00	39.34	7.08	9.28
S. 1/2 14.....	J. Martin.....	526.00	350.67	63.12	82.76
E. 1/2 S. 1/2 15.....	M. Osaka.....	494.00	329.14	59.28	77.72
W. 1/2 S. 1/2 15.....	S. Byers.....	370.00	246.67	44.40	58.21
N. 1/2 15.....	H. Covemaker.....	41.00	27.34	4.92	6.45
W. 1/2 S. 1/2 15.....	M. Tymchuk.....	122.00	81.34	14.64	19.20
Pt. S. 1/2 16.....	M. Tymchuk.....	167.00	111.34	20.04	26.28
S.E. 8 S. 1/2 16.....	W. B. and H. Mann	78.00	52.00	9.36	12.27
N.E. pt. S. 1/2 16.....	A. Clements.....	247.00	164.67	29.64	38.86
N. 1/2 16.....	A. Clements.....	111.00	74.00	13.32	17.46
W. 1/2 S. 1/2 16.....	N. Kulac.....	494.00	329.34	59.28	77.72
Gore N. 1/2 17.....	F. Smith.....	67.00	44.67	8.04	10.54
E. 1/2 17.....	L. Anakin.....	239.00	159.34	28.69	37.61
S. 1/2 17.....	A. Alward.....	82.00	54.67	9.84	12.90
<i>Special Assessment—</i>					
	S. Byers.....	387.00	258.00	46.44	60.89

READ THE FIRST AND SECOND TIME and provisionally adopted the 6th day of August, 1964.

DOUGALD A. McCALLUM,
Clerk.

CALVERT REYCRAFT,
Reeve.

READ THE THIRD TIME and finally adopted this 5th day of September, 1964.

DOUGALD A. McCALLUM,
Clerk.

CALVERT REYCRAFT,
Reeve.

BY-LAW No. 1789

TOWNSHIP OF MOSA

A BY-LAW to provide for a drainage works in the Township of Mosa in the County of Middlesex, and for borrowing on the credit of the municipality the sum of \$3,893.00 for completing the drainage works.

WHEREAS the requisite number of owners, as shown by the last revised assessment roll, of the property hereinafter set forth requiring drainage have petitioned the Council of the Township of Mosa praying that the following lands and roads may be drained by a drainage works:

Concession 3, Lot 6, and Con. 4, Lots 6 and 7, and road allowance between Concessions 3 and 4 and between Lots 4 and 5;

AND WHEREAS the Council has procured a report made by James D. Nisbet;

AND WHEREAS the Council is of opinion that the drainage of the area described is desirable;

THEREFORE the Council of the Township of Mosa pursuant to *The Drainage Act, 1962-63* enacts as follows:

1. The report is hereby adopted, and the drainage works as therein indicated and set forth are hereby authorized and shall be completed in accordance therewith.

2. The Corporation of the Township of Mosa may borrow on the credit of the Corporation the sum of \$3,893.00 being the funds necessary for the drainage works not otherwise provided for; provided that such sum shall be reduced by the amount of grants and commuted payments with respect to lands and roads assessed, and may issue debentures of the Corporation to that amount in sums of not less than \$50 each, and payable within 5 years from the date such debentures with interest at the rate of six per cent per annum; these debentures without coupons to be paid annually beginning one year after date of issue; such debentures to be payable at the office of the Treasurer.

3. For paying the sum of \$1,480.00, the amount charged against such lands and roads for benefit, and the sum of \$2,422.00, the amount charged against such lands and roads for outlet liability, apart from lands and roads belonging to or controlled by the municipality, and for covering interest thereon for 5 years, at the rate of 6 per cent per annum, the total special rates over and above all other rates shall be assessed, levied and collected in the same manner and at the same time as other taxes are levied and collected upon and from the undermentioned parcels of lands and parts of parcels and roads, and the amount of the total special rates and interest against each parcel or part of parcel respectively shall be divided into 5 equal parts, and one such part shall be assessed, levied and collected as aforesaid, in each year for 5 years, after the passing of this by-law, during which the debentures have to run, provided that no greater amount shall be levied than is required after taking into account and crediting the amount of grants under subsection 2 of section 64 of *The Drainage Act, 1962-63*, the amount of moneys paid under a by-law passed under subsection 4 of section 40 of that Act and commuted payments with respect to lands and roads assessed.

4. For paying the sum of \$3,893.00, the amount assessed against such roads and lands of the municipality, and for covering interest thereon for 5 years at the rate of 6 per cent per annum, a special rate, sufficient to produce the required yearly amount therefor, shall, over and above all other rates, be levied and collected in the same manner and at the same time as other taxes levied and collected upon and from the whole rateable property in the Township of Mosa in each year for 5 years after the passing of this by-law, during which the debentures have to run.

5. This by-law comes into force on the passing thereof, and may be cited as the MCINTYRE DRAIN BY-LAW No. 1789.

SCHEDULE OF ASSESSMENT

Lot	Owner	Assessment	Assessment less Provincial Aid	Interest	Annual Pay 5 years
<i>Concession Three—</i>					
Pt. W. $\frac{1}{2}$ N. $\frac{1}{2}$ 4.....	J. Ferguson.....	\$ 7.00	\$ 4.67	\$.85	\$ 1.10
W. $\frac{1}{2}$ N. $\frac{1}{2}$ 4.....	S. Paulik.....	48.00	32.00	5.75	7.55
N. $\frac{1}{2}$ exc. $\frac{1}{4}$ acre 5....	G. Munro.....	410.00	273.33	49.20	64.51
E. $\frac{1}{2}$ S. $\frac{1}{2}$ 5.....	S. Paulik.....	42.00	28.00	5.04	6.61
W. $\frac{1}{2}$ S. $\frac{1}{2}$ 5.....	R. Kulick.....	216.00	144.00	25.92	33.98
E. $\frac{1}{2}$ S. $\frac{1}{2}$ 6.....	R. Kulick.....	687.00	458.00	82.44	108.09
N. $\frac{1}{2}$ 6.....	J. Bailes.....	849.00	566.00	101.88	133.58
W. $\frac{1}{2}$ S. $\frac{1}{2}$ 6.....	R. Kulick.....	74.00	49.33	8.88	11.65
E. $\frac{1}{2}$ N. $\frac{1}{2}$ 7.....	J. Bailes.....	346.00	230.67	41.52	54.44

Concession Four—

N. $\frac{1}{2}$ 6.....	J. D. Mitchell.....	10.00	6.67	1.20	1.57
S. $\frac{1}{2}$ exc. Rly. 5.....	G. Munro.....	74.00	49.33	8.88	11.65
E. $\frac{1}{2}$ S. $\frac{1}{2}$ exc. Rly. 6.D.	Munro.....	52.00	34.67	6.24	8.18
W. $\frac{1}{2}$ S. $\frac{1}{2}$ exc. Rly. 6.D.	Munro.....	44.00	29.33	5.28	6.93
N. $\frac{1}{2}$ 7.....	J. Livingston.....	323.00	215.33	38.76	50.82
E. $\frac{1}{2}$ S. $\frac{1}{2}$ exc. Rly. 7....	L. Gillies.....	313.00	208.67	37.57	49.25
E. $\frac{1}{2}$ W. $\frac{1}{2}$ S. $\frac{1}{2}$ exc. Rly. 7.....	D. Munro.....	68.00	45.33	8.16	10.70
W. $\frac{1}{4}$ S. $\frac{1}{2}$ exc. Rly. 7..	R. Dodds.....	28.00	18.67	3.36	4.41
N. $\frac{1}{2}$ 8.....	J. D. Mitchell.....	10.00	6.67	1.20	1.57
S. $\frac{1}{2}$ 8.....	H. McKelvie.....	10.00	6.67	1.20	1.57

Special Assessment—

R. Kulick.....	12.00	8.00	1.44	1.89
J. Bailes.....	270.00	180.00	32.40	42.48

READ THE FIRST AND SECOND TIME and provisionally adopted the 15th day of August, 1964.

DOUGALD A. McCALLUM,
Clerk.

CALVERT REYCRRAFT,
Reeve.

READ THE THIRD TIME and finally adopted this 19th day of September, 1964.

DOUGALD A. McCALLUM,
Clerk.

CALVERT REYCRRAFT,
Reeve.

An Act respecting
the Township of Mosa

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. OLDE

BILL Pr31

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Oshawa

MR. WALKER

(PRIVATE BILL)

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An Act respecting the City of Oshawa

WHEREAS The Corporation of the City of Oshawa by ^{Preamble} its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The council of The Corporation of the City of Oshawa ^{Grants authorized} may pass by-laws for making grants to The Women's Welfare League of Oshawa to help defray the cost of operating the recreational centre known as Simcoe Hall Boys' Club in the City of Oshawa.

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

3. This Act may be cited as *The City of Oshawa Act, 1965*. ^{Short title}

An Act respecting the City of Oshawa

1st Reading

2nd Reading

3rd Reading

MR. WALKER

(Private Bill)

BILL Pr31

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Oshawa

MR. WALKER

BILL Pr31

1965

An Act respecting the City of Oshawa

WHEREAS The Corporation of the City of Oshawa by ^{Preamble}
its petition has prayed for special legislation in respect
of the matter hereinafter set forth; and whereas it is expedient
to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. The council of The Corporation of the City of Oshawa <sup>Grants
authorized</sup>
may pass by-laws for making grants to The Women's Welfare
League of Oshawa to help defray the cost of operating the
recreational centre known as Simcoe Hall Boys' Club in the
City of Oshawa.

2. This Act comes into force on the day it receives Royal <sup>Commence-
ment</sup>
Assent.

3. This Act may be cited as *The City of Oshawa Act, 1965*. ^{Short title}

An Act respecting the City of Oshawa

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. WALKER

BILL Pr32

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Town of Hawkesbury

MR. GUINDON

(PRIVATE BILL)

An Act respecting the Town of Hawkesbury

WHEREAS The Corporation of the Town of Hawkesbury, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-laws Nos. 2003 and 2004 of the Corporation, being by-laws to authorize construction of watermains and storm and sanitary sewer mains, which were read a first and second times on the 24th day of May, 1960, and are set out as the Schedule hereto, are hereby declared to be by-laws duly passed by the council of the Corporation and, subject to section 7, are hereby validated and confirmed and declared to be legal, valid and binding upon the Corporation and the ratepayers thereof. By-laws validated

2. All of the watermains, water service pipes, sewers and private drain connections described in such by-laws shall be deemed to have been constructed as local improvements under *The Local Improvement Act*. Works deemed local improvements
R.S.O. 1960, c. 223

3. The council of the Corporation shall cause to be prepared special assessment rolls in respect of the owners' portion of the cost of each of such works, including all water service pipes and private drain connections. Special assessment rolls

4. When the special assessment rolls have been prepared, the council of the Corporation shall cause to be held courts of revision and shall cause notice of the courts of revision to be given to each owner of property abutting on such works, and notice of such courts of revision shall be published in accordance with the provisions of *The Local Improvement Act*. Court of revision

Rolls
valid

5. The clerk of the Corporation shall make such corrections in the special assessment rolls in respect of each of such works as are necessary to give effect to the decisions of the courts of revision, and such rolls when so corrected shall be certified by the clerk, and when so certified, except in so far as they may be further amended on appeal to the judge of the county court, such rolls and the special assessments shall be valid and binding upon all persons concerned and upon the lands specially assessed, and the works in respect of which such special assessment rolls have been made and certified shall be conclusively deemed to have been lawfully undertaken and proceeded with pursuant to and in accordance with the provisions of *The Local Improvement Act*.

R.S.O. 1960,
c. 223

First
charge

6.—(1) The first special assessment in connection with such works shall be made during the year 1965.

Credit,
for prior
payment

(2) Any person who has paid any amount to the Corporation in respect of such special assessment before the certification of the special assessment roll shall be given credit for such payment against any amount for which he is liable under such roll.

By-laws
amended

7.—(1) Paragraph 6 of the said By-law No. 2003 and paragraph 6 of the said By-law No. 2004 are struck out and the following substituted therefor in each instance:

6. That the special assessment shall be paid in ten annual instalments.

Idem

(2) Paragraph 7 of the said By-law No. 2003 and paragraph 7 of the said By-law No. 2004 are struck out.

Commence-
ment

8. This Act comes into force on the day it receives Royal Assent.

Short title

9. This Act may be cited as *The Town of Hawkesbury Act, 1965*.

SCHEDULE

CORPORATION OF THE TOWN OF HAWKESBURY

BY-LAW No. 2003

BEING A BY-LAW to authorize the construction of watermain and water service pipes on Dufferin Street from Main Street to Lansdowne Street, a distance of approximately 850 feet, as a local improvement under the provisions of *The Local Improvement Act*.

WHEREAS Eugene Brunette and others have petitioned the Municipal Council to construct, as a local improvement, the works hereinafter described, and the Clerk has certified that the petition is sufficient;

AND WHEREAS the Municipal Council has also been petitioned and feels it is expedient to construct, as a local improvement, private water service pipes from the watermain to the street line on both sides of the street as hereinafter described;

AND WHEREAS it is expedient to grant the prayer of the petitioners in the manner hereinafter provided;

AND WHEREAS the Municipal Council has procured to be made the reports, estimates and statements required for undertaking the said works.

THEREFORE the Municipal Council of the Corporation of the Town of Hawkesbury enacts as follows:

1. (a) That a 6" i/d cast iron Class 22 M.J. watermain be constructed on Dufferin Street from Main Street to Lansdowne Street, a distance of approximately 850 lineal feet, as a local improvement under the provisions of *The Local Improvement Act*.
- (b) That (this by-law being passed by a vote of two-thirds of all members of Council) water service pipes be constructed as a local improvement under the provisions of *The Local Improvement Act*, applicable to such works, from the watermain to the street line on both sides of Dufferin Street and that the cost of water service pipe shall be especially assessed upon the particular lot for or in connection with which it is constructed by an equal special rate per foot of the frontage of such lot, and the provisions of subsection 4 of section 3 of *The Local Improvement Act* shall apply.
2. That the engineer of the Corporation do forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the making of a contract for the execution of the works (or for carrying on and executing the works by day labour).
3. The works shall be carried on and executed under the supervision and according to the directions and orders of said engineer.
4. The Mayor and Clerk are authorized to cause a contract for the construction of the works to be made and entered into with some person or persons, firms or corporation, subject to the approval of this Council, to be declared by a resolution (unless this Council decides by a resolution to carry on and execute the works by day labour, in which event the works shall be carried on and executed by day labour).

5. The Treasurer may (subject to the approval of Council) agree with any bank or person for temporary advances of money to meet the cost of the works pending the completion of it.
6. That the special assessment shall be paid in fifteen (15) annual instalments.
7. The debentures to be issued for the loan to be effected to pay for the works when completed shall bear interest at such rate as Council may determine and be made payable within fifteen (15) years on the instalment plan.
8. That any person whose lot is specially assessed may commute for a payment in cash the special rates imposed thereon by paying the portion of the cost of construction assessed upon such lot, without interest, if such payment is made within one month from the date of the final sittings of the Court of Revision for the revision of the special assessment roll, and at any time thereafter by the payment of the balance of the cost of construction assessed upon such lot together with the sum of money representing the difference between the amount of interest payable under the debentures issued for the payment of said cost and the interest realizable from the investment of said cash payment at the then prevailing rate of interest.

Done and passed in open Council by a vote of two-thirds of all members of Council, signed by the Mayor and Clerk after a first and second reading, this 24th day of May, 1960.

(sgd.) J. L. E. GÉLINEAU,
Clerk.

(sgd.) ROSAIRE GASCON,
Mayor.

Finally passed on third reading, by a vote of two-thirds of all members of Council, sealed with the seal of the Corporation this day of
, 1960.

.....
Clerk.

.....
Mayor.

CORPORATION OF THE TOWN OF HAWKESBURY

BY-LAW No. 2004

BEING A BY-LAW to authorize the construction of a storm sewer, a sanitary sewermain and private drain connections on Dufferin Street from Main Street to Lansdowne Street as a local improvement under the provisions of *The Local Improvement Act*.

WHEREAS Eugene Brunette and others have petitioned the Council to construct, as a local improvement, the works hereinafter described, and the Clerk has certified that the petition is sufficient;

AND WHEREAS Council has also been petitioned and feels it is expedient to construct as a local improvement private drain connections from the sewermain to the street line on both sides of Dufferin Street, as hereinafter described;

AND WHEREAS it is expedient to grant the prayer of the petitioners in the manner hereinafter provided;

AND WHEREAS Council has procured to be made the reports, estimates and statements required for undertaking the said works.

THEREFORE the Municipal Council of the Corporation of the Town of Hawkesbury enacts as follows:

1. (a) That a 24" i/d class III concrete storm sewer be constructed on Dufferin Street from Lansdowne Street to the north side of Main Street East, a distance of approximately 960 feet as a local improvement under the provisions of *The Local Improvement Act*.
- (b) That a 12" i/d class III concrete sanitary sewermain be constructed on Dufferin Street from Lansdowne Street to Main Street, a distance of approximately 850 feet, as a local improvement under the provisions of *The Local Improvement Act*.
- (c) That (this by-law being passed by a vote of two-thirds of all members of Council) private drain connections be constructed as a local improvement under the provisions of *The Local Improvement Act* applicable to such works, from the sewermain to the street line on both sides of Dufferin Street, and that the cost of each private drain connection shall be especially assessed upon the particular lot for or in connection with which it is constructed by an equal special rate per foot of the frontage of such lot, and the provisions of subsection (4) of Section 3 of *The Local Improvement Act* shall apply.
2. That the engineer of the Corporation do forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the making of a contract for the execution of the works (or for carrying on and executing the works by day labour).
3. That the works shall be carried on and executed under the supervision and according to the directions and orders of said engineer.
4. That the Mayor and Clerk are authorized to cause a contract for the construction of the works to be made and entered into with some person or persons, firms or corporation, subject to the approval of this Council, to be declared by a resolution (unless this Council decides by a resolution to carry on and execute the works by day labour, in which event the works shall be carried on and executed by day labour).

5. That the Treasurer may (subject to the approval of Council) agree with any bank or person for temporary advances of money to meet the cost of the works pending the completion of it.
6. That the special assessment shall be paid in fifteen (15) annual instalments.
7. That the debentures to be issued for the loan to be effected to pay for the cost of the works when completed shall bear interest at such rate as the Council may determine and be made payable within fifteen (15) years on the instalment plan.
8. That any person whose lot is specially assessed may commute for a payment in cash the special rates imposed thereon by paying the portion of the cost of construction assessed upon such lot, without interest, if such payment is made within one month from the date of the final sittings of the Court of Revision for the revision of the special assessment roll, and at any time thereafter by the payment of the balance of the cost of construction assessed upon such lot together with the sum of money representing the difference between the amount of interest payable under the debentures issued for the payment of said cost and the interest realizable from the investment of said cash payment at the then prevailing rate of interest.

Done and passed in open Council by a vote of two-thirds of all members of Council, signed by the Mayor and Clerk after a first and second reading, this 24th day of May, 1960.

(sgd.) J. L. E. GÉLINEAU,
Clerk.

(sgd.) ROSAIRE GASCON,
Mayor.

Finally passed on third reading, by a vote of two-thirds of all members of Council, sealed with the seal of the Corporation this day of , 1960.

Clerk.

.....
Mayor.

An Act respecting the Town of Hawkesbury

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. GUNDON

(*Private Bill*)

BILL Pr32

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the Town of Hawkesbury

MR. GUINDON

BILL Pr32

1965

An Act respecting the Town of Hawkesbury

WHEREAS The Corporation of the Town of Hawkesbury, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-laws Nos. 2003 and 2004 of the Corporation, being By-laws validated
by-laws to authorize construction of watermains and storm and sanitary sewer mains, which were read a first and second times on the 24th day of May, 1960, and are set out as the Schedule hereto, are hereby declared to be by-laws duly passed by the council of the Corporation and, subject to section 7, are hereby validated and confirmed and declared to be legal, valid and binding upon the Corporation and the ratepayers thereof.

2. All of the watermains, water service pipes, sewers and private drain connections described in such by-laws shall be Works deemed local improvements
deemed to have been constructed as local improvements under *The Local Improvement Act*. R.S.O. 1960, c. 223

3. The council of the Corporation shall cause to be prepared Special assessment rolls
special assessment rolls in respect of the owners' portion of the cost of each of such works, including all water service pipes and private drain connections.

4. When the special assessment rolls have been prepared, Court of revision
the council of the Corporation shall cause to be held courts of revision and shall cause notice of the courts of revision to be given to each owner of property abutting on such works, and notice of such courts of revision shall be published in accordance with the provisions of *The Local Improvement Act*.

Rolls
valid

5. The clerk of the Corporation shall make such corrections in the special assessment rolls in respect of each of such works as are necessary to give effect to the decisions of the courts of revision, and such rolls when so corrected shall be certified by the clerk, and when so certified, except in so far as they may be further amended on appeal to the judge of the county court, such rolls and the special assessments shall be valid and binding upon all persons concerned and upon the lands specially assessed, and the works in respect of which such special assessment rolls have been made and certified shall be conclusively deemed to have been lawfully undertaken and proceeded with pursuant to and in accordance with the provisions of *The Local Improvement Act*.

R.S.O. 1960,
c. 223

First
charge

6.—(1) The first special assessment in connection with such works shall be made during the year 1965.

Credit,
for prior
payment

(2) Any person who has paid any amount to the Corporation in respect of such special assessment before the certification of the special assessment roll shall be given credit for such payment against any amount for which he is liable under such roll.

By-laws
amended

7.—(1) Paragraph 6 of the said By-law No. 2003 and paragraph 6 of the said By-law No. 2004 are struck out and the following substituted therefor in each instance:

6. That the special assessment shall be paid in ten annual instalments.

Idem

(2) Paragraph 7 of the said By-law No. 2003 and paragraph 7 of the said By-law No. 2004 are struck out.

Commence-
ment

8. This Act comes into force on the day it receives Royal Assent.

Short title

9. This Act may be cited as *The Town of Hawkesbury Act, 1965*.

SCHEDULE

CORPORATION OF THE TOWN OF HAWKESBURY

BY-LAW No. 2003

BEING A BY-LAW to authorize the construction of watermain and water service pipes on Dufferin Street from Main Street to Lansdowne Street, a distance of approximately 850 feet, as a local improvement under the provisions of *The Local Improvement Act*.

WHEREAS Eugene Brunette and others have petitioned the Municipal Council to construct, as a local improvement, the works hereinafter described, and the Clerk has certified that the petition is sufficient;

AND WHEREAS the Municipal Council has also been petitioned and feels it is expedient to construct, as a local improvement, private water service pipes from the watermain to the street line on both sides of the street as hereinafter described;

AND WHEREAS it is expedient to grant the prayer of the petitioners in the manner hereinafter provided;

AND WHEREAS the Municipal Council has procured to be made the reports, estimates and statements required for undertaking the said works.

THEREFORE the Municipal Council of the Corporation of the Town of Hawkesbury enacts as follows:

1. (a) That a 6" i/d cast iron Class 22 M.J. watermain be constructed on Dufferin Street from Main Street to Lansdowne Street, a distance of approximately 850 lineal feet, as a local improvement under the provisions of *The Local Improvement Act*.
 (b) That (this by-law being passed by a vote of two-thirds of all members of Council) water service pipes be constructed as a local improvement under the provisions of *The Local Improvement Act*, applicable to such works, from the watermain to the street line on both sides of Dufferin Street and that the cost of water service pipe shall be especially assessed upon the particular lot for or in connection with which it is constructed by an equal special rate per foot of the frontage of such lot, and the provisions of subsection 4 of section 3 of *The Local Improvement Act* shall apply.
2. That the engineer of the Corporation do forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the making of a contract for the execution of the works (or for carrying on and executing the works by day labour).
3. The works shall be carried on and executed under the supervision and according to the directions and orders of said engineer.
4. The Mayor and Clerk are authorized to cause a contract for the construction of the works to be made and entered into with some person or persons, firms or corporation, subject to the approval of this Council, to be declared by a resolution (unless this Council decides by a resolution to carry on and execute the works by day labour, in which event the works shall be carried on and executed by day labour).

5. The Treasurer may (subject to the approval of Council) agree with any bank or person for temporary advances of money to meet the cost of the works pending the completion of it.
6. That the special assessment shall be paid in fifteen (15) annual instalments.
7. The debentures to be issued for the loan to be effected to pay for the works when completed shall bear interest at such rate as Council may determine and be made payable within fifteen (15) years on the instalment plan.
8. That any person whose lot is specially assessed may commute for a payment in cash the special rates imposed thereon by paying the portion of the cost of construction assessed upon such lot, without interest, if such payment is made within one month from the date of the final sittings of the Court of Revision for the revision of the special assessment roll, and at any time thereafter by the payment of the balance of the cost of construction assessed upon such lot together with the sum of money representing the difference between the amount of interest payable under the debentures issued for the payment of said cost and the interest realizable from the investment of said cash payment at the then prevailing rate of interest.

Done and passed in open Council by a vote of two-thirds of all members of Council, signed by the Mayor and Clerk after a first and second reading, this 24th day of May, 1960.

(sgd.) J. L. E. GÉLINEAU, (sgd.) ROSAIRE GASCON,
Clerk. Mayor.

Finally passed on third reading, by a vote of two-thirds of all members of Council, sealed with the seal of the Corporation this day of , 1960.

..... Clerk. Mayor.

CORPORATION OF THE TOWN OF HAWKESBURY

BY-LAW No. 2004

BEING A BY-LAW to authorize the construction of a storm sewer, a sanitary sewermain and private drain connections on Dufferin Street from Main Street to Lansdowne Street as a local improvement under the provisions of *The Local Improvement Act*.

WHEREAS Eugene Brunette and others have petitioned the Council to construct, as a local improvement, the works hereinafter described, and the Clerk has certified that the petition is sufficient;

AND WHEREAS Council has also been petitioned and feels it is expedient to construct as a local improvement private drain connections from the sewermain to the street line on both sides of Dufferin Street, as herein-after described;

AND WHEREAS it is expedient to grant the prayer of the petitioners in the manner hereinafter provided;

AND WHEREAS Council has procured to be made the reports, estimates and statements required for undertaking the said works.

THEREFORE the Municipal Council of the Corporation of the Town of Hawkesbury enacts as follows:

1. (a) That a 24" i/d class III concrete storm sewer be constructed on Dufferin Street from Lansdowne Street to the north side of Main Street East, a distance of approximately 960 feet as a local improvement under the provisions of *The Local Improvement Act*.
- (b) That a 12" i/d class III concrete sanitary sewermain be constructed on Dufferin Street from Lansdowne Street to Main Street, a distance of approximately 850 feet, as a local improvement under the provisions of *The Local Improvement Act*.
- (c) That (this by-law being passed by a vote of two-thirds of all members of Council) private drain connections be constructed as a local improvement under the provisions of *The Local Improvement Act* applicable to such works, from the sewermain to the street line on both sides of Dufferin Street, and that the cost of each private drain connection shall be especially assessed upon the particular lot for or in connection with which it is constructed by an equal special rate per foot of the frontage of such lot, and the provisions of subsection (4) of Section 3 of *The Local Improvement Act* shall apply.
2. That the engineer of the Corporation do forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the making of a contract for the execution of the works (or for carrying on and executing the works by day labour).
3. That the works shall be carried on and executed under the supervision and according to the directions and orders of said engineer.
4. That the Mayor and Clerk are authorized to cause a contract for the construction of the works to be made and entered into with some person or persons, firms or corporation, subject to the approval of this Council, to be declared by a resolution (unless this Council decides by a resolution to carry on and execute the works by day labour, in which event the works shall be carried on and executed by day labour).

5. That the Treasurer may (subject to the approval of Council) agree with any bank or person for temporary advances of money to meet the cost of the works pending the completion of it.
6. That the special assessment shall be paid in fifteen (15) annual instalments.
7. That the debentures to be issued for the loan to be effected to pay for the cost of the works when completed shall bear interest at such rate as the Council may determine and be made payable within fifteen (15) years on the instalment plan.
8. That any person whose lot is specially assessed may commute for a payment in cash the special rates imposed thereon by paying the portion of the cost of construction assessed upon such lot, without interest, if such payment is made within one month from the date of the final sittings of the Court of Revision for the revision of the special assessment roll, and at any time thereafter by the payment of the balance of the cost of construction assessed upon such lot together with the sum of money representing the difference between the amount of interest payable under the debentures issued for the payment of said cost and the interest realizable from the investment of said cash payment at the then prevailing rate of interest.

Done and passed in open Council by a vote of two-thirds of all members of Council, signed by the Mayor and Clerk after a first and second reading, this 24th day of May, 1960.

(sgd.) J. L. E. GÉLINEAU,

Clerk.

(sgd.) ROSAIRE GASCON,

Mayor.

Finally passed on third reading, by a vote of two-thirds of all members of Council, sealed with the seal of the Corporation this _____ day of _____, 1960.

.....
Clerk.

.....
Mayor.

An Act respecting the Town of Hawkesbury

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. GUINDON

BILL Pr33

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Township of East York

MR. BECKETT

(PRIVATE BILL)

BILL Pr33

1965

An Act respecting the Township of East York

WHEREAS The Corporation of the Township of East York, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The Corporation is authorized and empowered to lease or license the use of untravelled portions of highways within those portions of the Township of East York zoned for commercial or industrial purposes to the owners or occupants of adjoining property for such consideration and upon such terms and subject to such conditions as may be agreed. Use of untravelled portions of highways

(2) The Corporation is authorized and empowered to pass by-laws regulating and controlling the use of such portions of highways within the Township of East York, including the use thereof for parking purposes. Idem

(3) This section does not apply to the portions of any highways that are under the jurisdiction of The Municipality of Metropolitan Toronto, except such portions as may be designated by by-law of the Metropolitan Council, or that are extensions or connecting links of the King's Highway. Application

2.—(1) Subject to the approval of the Department of Transport, the council of the Corporation may, by by-law, Night-time parking on streets

- (a) allow the parking of motor vehicles, excluding trucks and vehicles used for hire, on designated public highways or parts of highways during specified night-time hours to the owners of such vehicles pursuant to permits issued by an official named in the by-law;

- (b) charge such fee as the council may decide for the privilege of parking for such periods and during such time as the by-law provides;
- (c) provide for cancelling the permits and refunding the unexpired portion of the fee;
- (d) prohibit the parking of all motor vehicles on such designated public highways or parts of highways during such specified night-time hours except with a permit issued pursuant to the by-law.

Petition of
municipal
electors

(2) No by-law passed under this section shall apply to any highway or part of a highway except upon a petition of two-thirds of all the persons who at the date of the petition were municipal electors in respect of the land abutting on such highway or part of the highway.

Reserve
fund

(3) The net revenue derived from the operation of such night-time parking shall be paid into a reserve fund and applied as set out in clause *f* of paragraph 67 of section 377 of *The Municipal Act*.

Enforce-
ment

(4) A by-law passed under this section may provide a procedure for the voluntary payment of penalties in cases where it is alleged that the parking provisions of the by-law have been contravened, and the owner of the motor vehicle shall incur the penalties provided for any violation unless, at the time of the violation, the motor vehicle was in the possession of some person, other than the owner or his chauffeur, without the owner's consent.

Application
of
R.S.O. 1960,
c. 249

(5) Part XXI of *The Municipal Act* applies to a by-law under this section.

Commence-
ment

3. This Act comes into force on the day it receives Royal Assent.

Short title

4. This Act may be cited as *The Township of East York Act, 1965*.

An Act respecting
the Township of East York

1st Reading

2nd Reading

3rd Reading

MR. BECKETT

(*Private Bill*)

BILL Pr33

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the Township of East York

MR. BECKETT

(Reprinted as amended by the Committee on Private Bills)

BILL Pr33

1965

An Act respecting the Township of East York

WHEREAS The Corporation of the Township of East York, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The Corporation is authorized and empowered to lease or license the use of untravelled portions of highways within those portions of the Township of East York zoned for commercial or industrial purposes to the owners or occupants of adjoining property for such consideration and upon such terms and subject to such conditions as may be agreed. Use of untravelled portions of highways

(2) The Corporation is authorized and empowered to pass by-laws regulating and controlling the use of such portions of highways within the Township of East York, including the use thereof for parking purposes. Idem

(3) This section does not apply to the portions of any highways that are under the jurisdiction of The Municipality of Metropolitan Toronto, except such portions as may be designated by by-law of the Metropolitan Council, or that are extensions or connecting links of the King's Highway. Application

2.—(1) Subject to the approval of the Department of Transport, the council of the Corporation may, by by-law, Night-time parking on streets

- (a) allow the parking of motor vehicles, excluding trucks and vehicles used for hire, on designated public highways under the jurisdiction of the Corporation or parts of such highways during specified night-time hours to the owners of such vehicles pursuant to permits issued by an official named in the by-law;

- (b) charge such fee as the council may decide for the privilege of parking for such periods and during such time as the by-law provides;
- (c) provide for cancelling the permits and refunding the unexpired portion of the fee;
- (d) prohibit the parking of all motor vehicles on such designated public highways or parts of highways during such specified night-time hours except with a permit issued pursuant to the by-law.

Petition of
municipal
electors

(2) No by-law passed under this section shall apply to any highway or part of a highway except upon a petition of two-thirds of all the persons who at the date of the petition were municipal electors in respect of the land abutting on such highway or part of the highway.

Reserve
fund

(3) The net revenue derived from the operation of such night-time parking shall be paid into a reserve fund and applied as set out in clause *f* of paragraph 67 of section 377 of *The Municipal Act*.

Enforce-
ment

(4) A by-law passed under this section may provide a procedure for the voluntary payment of penalties in cases where it is alleged that the parking provisions of the by-law have been contravened, and the owner of the motor vehicle shall incur the penalties provided for any violation unless, at the time of the violation, the motor vehicle was in the possession of some person, other than the owner or his chauffeur, without the owner's consent.

Application
of
R.S.O. 1960,
c. 249

(5) Part XXI of *The Municipal Act* applies to a by-law under this section.

Commence-
ment

3. This Act comes into force on the day it receives Royal Assent.

Short title

4. This Act may be cited as *The Township of East York Act, 1965*.

An Act respecting
the Township of East York

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. BECKETT .

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr33

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Township of East York

MR. BECKETT

BILL Pr33

1965

An Act respecting the Township of East York

WHEREAS The Corporation of the Township of East York, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The Corporation is authorized and empowered to lease or license the use of untravelled portions of highways within those portions of the Township of East York zoned for commercial or industrial purposes to the owners or occupants of adjoining property for such consideration and upon such terms and subject to such conditions as may be agreed.

Use of
untravelled
portions of
highways

(2) The Corporation is authorized and empowered to pass by-laws regulating and controlling the use of such portions of highways within the Township of East York, including the use thereof for parking purposes.

Idem

(3) This section does not apply to the portions of any highways that are under the jurisdiction of The Municipality of Metropolitan Toronto, except such portions as may be designated by by-law of the Metropolitan Council, or that are extensions or connecting links of the King's Highway.

Application

2.—(1) Subject to the approval of the Department of Transport, the council of the Corporation may, by by-law,

Night-time
parking
on streets

- (a) allow the parking of motor vehicles, excluding trucks and vehicles used for hire, on designated public highways under the jurisdiction of the Corporation or parts of such highways during specified night-time hours to the owners of such vehicles pursuant to permits issued by an official named in the by-law;

- (b) charge such fee as the council may decide for the privilege of parking for such periods and during such time as the by-law provides;
- (c) provide for cancelling the permits and refunding the unexpired portion of the fee;
- (d) prohibit the parking of all motor vehicles on such designated public highways or parts of highways during such specified night-time hours except with a permit issued pursuant to the by-law.

**Petition of
municipal
electors**

(2) No by-law passed under this section shall apply to any highway or part of a highway except upon a petition of two-thirds of all the persons who at the date of the petition were municipal electors in respect of the land abutting on such highway or part of the highway.

**Reserve
fund**

(3) The net revenue derived from the operation of such night-time parking shall be paid into a reserve fund and applied as set out in clause *f* of paragraph 67 of section 377 of *The Municipal Act*.

**Enforce-
ment**

(4) A by-law passed under this section may provide a procedure for the voluntary payment of penalties in cases where it is alleged that the parking provisions of the by-law have been contravened, and the owner of the motor vehicle shall incur the penalties provided for any violation unless, at the time of the violation, the motor vehicle was in the possession of some person, other than the owner or his chauffeur, without the owner's consent.

**Application
of
R.S.O. 1960,
c. 249**

(5) Part XXI of *The Municipal Act* applies to a by-law under this section.

**Commence-
ment**

3. This Act comes into force on the day it receives Royal Assent.

Short title

4. This Act may be cited as *The Township of East York Act, 1965*.

An Act respecting
the Township of East York

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. BECKETT

BILL Pr34

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Hamilton

MRS. PRITCHARD

(PRIVATE BILL)

BILL Pr34 MAY 19 1965 1965**An Act respecting the City of Hamilton**

WHEREAS The Corporation of the City of Hamilton Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. Notwithstanding any other special or general Act, The Corporation of the City of Hamilton may, in its sole and absolute discretion, award such compensation as The Board of Commissioners of Police of the City of Hamilton may deem reasonable in the circumstances to any person who has sustained loss by reason of property damage or by reason of personal injuries to or the death of any person occasioned by any such person having voluntarily or otherwise assisted a peace officer in the execution of his duty, or having in any other manner assisted in the enforcement of the law, and in recommending any such award the Board shall take into account any compensation awarded to such person in respect of any such loss pursuant to the provisions of section 122 of *The Workmen's Compensation Act*. Compensation to persons assisting a peace officer

R.S.O. 1960,
c. 437

2. By-laws may be passed by the council of The Corporation of the City of Hamilton for regulating traffic on privately-owned parking lots, upon which the public is invited to park motor vehicles, except privately-owned parking lots where a fee is charged for the privilege of parking a motor vehicle, and for making applicable thereto all or any of the provisions of *The Highway Traffic Act* as if such parking lots were a highway within the meaning of paragraph 10 of subsection 1 of section 1 of *The Highway Traffic Act*, and the provisions of Part XXI of *The Municipal Act* shall apply *mutatis mutandis* to every such by-law. Regulating traffic on privately-owned parking lots

R.S.O. 1960,
c. 172, 249

3. Where the management, regulation and control of any undertaking under paragraph 69 of section 377 of *The Municipal Act* are not vested in The Board of Park Management Regulating undertakings

R.S.O. 1960,
cc. 329, 249

of the City of Hamilton by by-law of the council of The Corporation of the City of Hamilton, pursuant to subsection 4 of section 3 of *The Public Parks Act*, the council of The Corporation of the City of Hamilton may pass by-laws for the use, regulation, protection and government of any such undertaking, and the provisions of Part XXI of *The Municipal Act* shall apply *mutatis mutandis* to every such by-law.

Commission
to control
and
manage
airports

4. The council of The Corporation of the City of Hamilton may entrust the control and management of any air harbour or landing grounds, established by the Corporation pursuant to the provisions of paragraph 9 of section 377 of *The Municipal Act*, to a commission appointed by the council, and any such commission shall be a body corporate, notwithstanding that such air harbour or landing grounds have not been established by an agreement with any other municipality.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The City of Hamilton Act, 1965*.

An Act respecting the City of Hamilton

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MRS. PRITCHARD

(*Private Bill*)

BILL Pr34

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Hamilton

MRS. PRITCHARD

(Reprinted as amended by the Committee on Private Bills)

(Corrected Edition)

BILL Pr34

1965

An Act respecting the City of Hamilton

WHEREAS The Corporation of the City of Hamilton Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. Notwithstanding any other special or general Act, The Corporation of the City of Hamilton may, in its sole and absolute discretion, award such compensation as The Board of Commissioners of Police of the City of Hamilton may deem reasonable in the circumstances to any person who has sustained loss by reason of property damage or by reason of personal injuries to or the death of any person occasioned by any such person having voluntarily or otherwise assisted a peace officer in the execution of his duty, or having in any other manner assisted in the enforcement of the law, and in recommending any such award the Board shall take into account any compensation awarded to such person in respect of any such loss pursuant to the provisions of section 122 of *The Workmen's Compensation Act*. Compensation to persons assisting a peace officer

R.S.O. 1960,
c. 437

2.—(1) In this section, "vehicle" means a vehicle as defined in *The Highway Traffic Act*. Interpretation

R.S.O. 1960,
c. 172

(2) The council of The Corporation of the City of Hamilton may by by-law, By-law re speeding and racing on parking lots

(a) prohibit the driving of a vehicle in a race; and

(b) prohibit the driving of a vehicle at a speed in excess of 15 miles per hour,

on privately-owned parking lots upon which the public is invited to park vehicles, except privately-owned parking lots where a fee is charged for the privilege of parking vehicles.

Application (3) A by-law passed under subsection 2 applies only to such parking lots in respect of which the owner thereof has given written consent filed with the clerk of the Corporation.

Signs (4) No such by-law is effective in respect of a parking lot unless there is erected at each entrance to the parking lot a sign clearly indicating the speed limit for vehicles and the prohibition against the racing of vehicles.

Penalties
R.S.O. 1960,
c. 249 (5) Part XXI of *The Municipal Act* applies *mutatis mutandis* to a by-law passed under this section.

**Commence-
ment** **3.** This Act comes into force on the day it receives Royal Assent.

Short title **4.** This Act may be cited as *The City of Hamilton Act, 1965*.

An Act respecting the City of Hamilton

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MRS. PRITCHARD

*(Reprinted as amended by the
Committee on Private Bills)
(Corrected Edition)*

BILL Pr34

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Hamilton

MRS. PRITCHARD

An Act respecting the City of Hamilton

WHEREAS The Corporation of the City of Hamilton Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. Notwithstanding any other special or general Act, The Corporation of the City of Hamilton may, in its sole and absolute discretion, award such compensation as The Board of Commissioners of Police of the City of Hamilton may deem reasonable in the circumstances to any person who has sustained loss by reason of property damage or by reason of personal injuries to or the death of any person occasioned by any such person having voluntarily or otherwise assisted a peace officer in the execution of his duty, or having in any other manner assisted in the enforcement of the law, and in recommending any such award the Board shall take into account any compensation awarded to such person in respect of any such loss pursuant to the provisions of section 122 of *The Workmen's Compensation Act*. Compensation to persons assisting a peace officer

R.S.O. 1960,
c. 437

2.—(1) In this section, "vehicle" means a vehicle as defined in *The Highway Traffic Act*. Interpretation

R.S.O. 1960,
c. 172

(2) The council of The Corporation of the City of Hamilton may by by-law, By-law re speeding and racing on parking lots

(a) prohibit the driving of a vehicle in a race; and

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on privately-owned parking lots upon which the public is invited to park vehicles, except privately-owned parking lots where a fee is charged for the privilege of parking vehicles.

Application (3) A by-law passed under subsection 2 applies only to such parking lots in respect of which the owner thereof has given written consent filed with the clerk of the Corporation.

Signs (4) No such by-law is effective in respect of a parking lot unless there is erected at each entrance to the parking lot a sign clearly indicating the speed limit for vehicles and the prohibition against the racing of vehicles.

Penalties
R.S.O. 1960,
c. 249 (5) Part XXI of *The Municipal Act* applies *mutatis mutandis* to a by-law passed under this section.

**Commence-
ment** **3.** This Act comes into force on the day it receives Royal Assent.

Short title **4.** This Act may be cited as *The City of Hamilton Act, 1965*.

An Act respecting the City of Hamilton

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

Mrs. PRITCHARD

BILL Pr35

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act to incorporate Sonny Dale Raceway Limited

MR. TROY

(PRIVATE BILL)

BILL Pr35

1965

An Act to incorporate Sonny Dale Raceway Limited

WHEREAS Clarence Rennick, Marguerite Murrell Rennick and Beth Brouse, all of the City of North Bay, in the District of Nipissing, by their petition have prayed for special legislation constituting them a private company subject to *The Corporations Act*, to come within the provisions of subclause ii of clause c of subsection 1 of section 178 of the *Criminal Code* (Canada), and to have power to own and operate a race track and to conduct horse races and to operate pari-mutuel betting facilities, to accept wagers on the outcome of such races, record bets, hold stakes and pay winners within the provisions of such pari-mutuel system; and whereas it is expedient to grant the prayer of the petition;

Preamble

R.S.O. 1960,
c. 711953-54,
c. 51 (Can.)

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Clarence Rennick, Marguerite Murrell Rennick and Beth Brouse are hereby incorporated a private company, along with any others who become shareholders of the Company, under the name of “Sonny Dale Raceway Limited”, herein called the Company.

Sonny Dale
Raceway
Limited

(2) The objects of the Company are,

Objects

- (a) to own and operate a race track;
- (b) to conduct horse races; and
- (c) to operate pari-mutuel betting facilities, accept wagers on the outcome of such races, record bets, hold stakes and pay winners within the provisions of such pari-mutuel system,

pursuant to the provisions of the *Criminal Code* (Canada), as amended or re-enacted from time to time, and *The Racing Commission Act*, as amended or re-enacted from time to time, and subject to the approval, governance, direction, control and regulation of the Ontario Racing Commission.

R.S.O. 1960,
c. 342

Capital

2. The capital of the Company shall be divided into 1,500 non-cumulative redeemable 6 per cent preference shares with a par value of \$100 each and 150,000 common shares with no par value not to be issued for a consideration exceeding in amount or value \$150,000.

Head office

3. The head office of the Company shall be at the City of North Bay in the District of Nipissing.

First directors

4. The first directors of the Company shall be Clarence Rennick, Marguerite Murrell Rennick and Beth Brouse.

Transfer of shares

5. The right to transfer shares of the Company shall be restricted in that no share shall be transferred without the express consent of a majority of the directors to be signified by a resolution passed by the board.

Number of shareholders

6. The number of shareholders of the Company, exclusive of persons who are in the employment of the Company, is limited to fifty, and two or more persons holding one or more shares jointly shall be counted as a single shareholder.

Invitation to subscribe for shares prohibited

7. Any invitation to the public to subscribe for any shares or securities of the Company is prohibited.

Preference shares

8. The non-cumulative redeemable 6 per cent preference shares, hereinafter called the "preference shares", shall have attached thereto the following:

1. The holders of the preference shares shall in each year in the discretion of the directors, but always in preference and priority to any payment of dividends on the common shares for such year, be entitled, out of any or all profits or surplus available for dividends, to non-cumulative dividends at the rate of 6 per cent per annum on the amount paid up on the preference shares; if in any year, after providing for the full dividend on the preference shares, there shall remain any profits or surplus available for dividends, such profits or surplus or any part thereof may, in the discretion of the directors, be applied to dividends on the common shares; the holders of the preference shares shall not be entitled to any dividend other than or in excess of the non-cumulative dividends at the rate of 6 per cent per annum.
2. The preference shares shall rank, as regards both dividend and repayment of capital, in priority to all other shares of the Company, but shall not confer any further right to participate in profits or assets.

3. The Company may, upon giving notice as hereinafter provided, redeem the whole or any part of the preference shares on payment for each share to be redeemed of the amount paid up thereon, together with all dividends declared thereon and unpaid; not less than thirty days notice in writing of such redemption shall be given by mailing such notice to the registered holders of the shares to be redeemed, specifying the date and place or places of redemption; if notice of any such redemption is given by the Company in such manner and an amount sufficient to redeem the shares is deposited with any trust company or chartered bank in Canada, as specified in the notice, on or before the date fixed for redemption, dividends on the preference shares to be redeemed shall cease after the date so fixed for redemption, and the holders thereof shall thereafter have no rights against the Company in respect thereof except, upon the surrender of certificates for such shares, to receive payment therefor out of the moneys so deposited.
4. The Company may, at any time and from time to time, purchase for cancellation the whole or any part of the preference shares at the lowest price at which, in the opinion of the directors, such shares are obtainable, but not exceeding the amount paid up thereon, together with all dividends declared thereon and unpaid.
5. In the event of the liquidation, dissolution or winding up of the Company, whether voluntary or involuntary, the holders of the preference shares shall be entitled to receive, before any distribution of any part of the assets of the Company among the holders of any other shares, an amount equal to the amount paid up thereon and any dividends declared thereon and unpaid and no more.
6. Subject to paragraph 7, the holders of preference shares shall not, as such, have any voting rights for the election of directors or for any other purpose, nor shall they be entitled to attend shareholders' meetings until the Company fails, for a period of two consecutive years, to pay the dividend on the preference shares, and, when the Company so fails to pay such dividend, the holders of the preference shares shall, until dividends aggregating 6 per cent per annum have been paid on the preference shares for

two consecutive years, be entitled to attend all shareholders' meetings and shall have one vote thereat for each preference share then held by them respectively.

7. Holders of preference shares shall be entitled to notice of meetings of shareholders called for the purpose of authorizing the dissolution of the Company or the sale of its undertaking or a substantial part thereof.
8. The authorization for an application to delete or vary any preference, right, condition, restriction, limitation or prohibition attaching to the preference shares or to create preference shares ranking in priority to or on a parity with the preference shares, in addition to the authorization by a special resolution, may be given by at least two-thirds of the votes cast at a meeting of the holders of the preference shares duly called for that purpose.

Common
shares

9. Holders of common shares shall be entitled to one vote at all shareholders' meetings for each common share held by them.

Commence-
ment

10. This Act comes into force on the day it receives Royal Assent.

Short title

11. This Act may be cited as *The Sonny Dale Raceway Limited Act, 1965*.

An Act to incorporate
Sonny Dale Raceway Limited

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. TROY

(Private Bill)

BILL Pr36

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Ottawa

MR. LAWRENCE (Russell)

(PRIVATE BILL)

BILL Pr36

1965

An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, ^{Preamble} herein called the Corporation, by its petition has represented that sewage works situate mainly in the City of Ottawa and extending into neighbouring municipalities have been constructed by the Corporation and that the capital expenditure and the issuance of debentures therefor have been duly approved under the appropriate legislative provisions; that the adjacent municipalities of Eastview, Gloucester, Nepean and Rockcliffe Park and their respective inhabitants will derive an immediate benefit by the fact that such sewage works are constructed; that, by certain principles of agreement entered into between such adjacent municipalities and the Corporation in consideration of the Corporation supplying sewer service to the inhabitants of the adjacent municipalities, the councils of the respective municipalities undertook to enact appropriate legislation and to execute agreements to provide for contribution by the respective municipalities toward the cost of constructing and maintaining such sewage works; and that some doubts have arisen as to the right, power and authority of any and all adjacent municipalities to enter into such sewer agreements with the Corporation; and whereas the petitioner has prayed for special legislation to authorize the Corporation and such adjacent municipalities to enter into such agreements, to confirm an agreement, and in respect of the other matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The agreement dated the 24th day of July, 1964, ^{Agreement confirmed} between the Corporation and The Corporation of the Township of Gloucester, set forth as Schedule A hereto, is ratified and confirmed and declared to be legal, valid and binding upon the parties thereto.

Sewer
agreements
authorized
R.S.O. 1960,
cc. 281, 274

(2) Subject to *The Ontario Water Resources Commission Act* and *The Ontario Municipal Board Act*, the Corporation and the municipalities of Eastview, Gloucester, Nepean and Rockcliffe Park are hereby authorized and empowered to enter into the sewer agreements set forth in Schedule "B" hereto.

Confirma-
tion

(3) Upon the execution of such agreements by the Corporation and the municipalities of Eastview, Gloucester, Nepean and Rockcliffe Park, the agreements shall be legal, valid and binding upon the parties thereto and the ratepayers of such municipalities, and the parties thereto are authorized and empowered to carry out all their respective obligations that may arise thereunder.

1960, c. 161,
s. 3, subs. 1,
re-enacted

2.—(1) Subsection 1 of section 3 of *The City of Ottawa Act, 1960* is repealed and the following substituted therefor:

Pedestrian
promenades
R.S.O. 1960,
c. 249

(1) Notwithstanding *The Municipal Act*, the council of the Corporation may, subject to the approval of the Ontario Municipal Board and the Minister of Transport, pass by-laws for establishing all or any part of any highway under the jurisdiction of the City of Ottawa solely or principally as a pedestrian promenade and for prohibiting the use thereof by vehicles or any class thereof, and for permitting the obstruction of the promenade in such manner and to such extent as the council may deem desirable; provided that vehicles may enter upon the pedestrian promenade daily between 8 a.m. and 10 a.m. and between 6 p.m. and 7 p.m. for the purpose only of loading or unloading goods at any premises abutting on the pedestrian promenade.

1960,
c. 161, s. 3,
amended

(2) The said section 3 is amended by adding thereto the following subsections:

Apportion-
ment of cost

(4) The cost of establishing, operating and maintaining a pedestrian promenade in the City of Ottawa shall be apportioned between the Corporation and the owners of property abutting on a pedestrian promenade as the council of the Corporation may prescribe, provided that the owners' portion of the cost shall be specially assessed upon the lots abutting directly on a pedestrian promenade, and in this respect the provisions of *The Local Improvement Act* apply *mutatis mutandis*.

R.S.O. 1960,
c. 228

Authority

(5) The council of the Corporation may pass by-laws for establishing an authority to be known as "The Pedestrian Promenade Authority of the City of

Ottawa", herein called the Authority, and may entrust to the Authority the construction, maintenance, control, operation and management of pedestrian promenades within the municipality.

- (6) The Authority is a body corporate and shall consist of five members, each of whom shall be a person qualified to be elected a member of the council of the Corporation and shall be appointed by the council on the affirmative vote of at least two-thirds of the members of the council present and voting, and the members so appointed shall hold office for three years and until their successors are appointed. ^{Authority body corporate, membership}
- (7) No member of the council is eligible to be appointed a member of the Authority. ^{Council members inelegible}
- (8) Where a vacancy in the Authority occurs from any cause, the council shall appoint immediately a person qualified as set out in this section to be a member, who shall hold office for the remainder of the term for which his predecessor was appointed. ^{Vacancies}
- (9) Any member is eligible for re-appointment on the expiration of his term of office. ^{Re-appointment}
- (10) The members of the Authority may be paid such salary or other remuneration as may be fixed by by-law of the council with the approval of the Department of Municipal Affairs. ^{Remuneration}
- (11) Upon the passing of the by-law establishing the Authority, all the powers, rights, duties, obligations, authorities and privileges conferred on and duties imposed on the Corporation by any general or special Act with respect to the construction, maintenance, operation and management of pedestrian promenades shall be exercised by the Authority, but subject to such limitations as the by-law may provide. ^{Powers}

3. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

4. This Act may be cited as *The City of Ottawa Act, 1965*. ^{Short title}

SCHEDULE A

THIS AGREEMENT made in duplicate this 24th day of July, 1964,

BETWEEN:

THE CORPORATION OF THE CITY OF OTTAWA,
hereinafter called the "City",

OF THE FIRST PART,

— and —

THE CORPORATION OF THE TOWNSHIP OF GLOUCESTER,
hereinafter called the "Township",

OF THE SECOND PART.

WHEREAS the City is carrying out the construction of an extension to its sewer works, part of which passes through or stands in the Township, and is known as the Green Creek Sewer Project;

AND WHEREAS the Ontario Water Resources Commission, pursuant to the provisions of *The Ontario Water Resources Commission Act*, has approved the said construction by the City and its extension into the Township;

AND WHEREAS *The Ontario Water Resources Commission Act* authorizes the Township in such circumstances to enter into an agreement with the City providing for the use by the Township of the sewer works and the contribution by the Township towards the cost of construction and maintenance thereof;

AND WHEREAS by a memorandum of agreement dated the 20th day of August, 1962, the City and the Township adopted certain principles of agreement which set out the general principles upon which a subsequent, formal agreement would be entered into;

NOW THEREFORE THIS AGREEMENT WITNESSETH that, in consideration of the mutual covenants herein contained, the parties hereto hereby agree as follows:

1. The Township will, at the cost of the Township, design, construct and install all main collector sewers and internal trunk sewers that may be required in that area of the Township which is composed of all those lands in the Township of Gloucester lying between the limits of the City of Ottawa and the inner limit of those lands owned by the National Capital Commission and known as the Green Belt, and established on January 1st, 1963, together with that area commonly known as Blackburn-Hamlet.

2. The Township will install said main collector sewers and internal trunk sewers in accordance with the standards from time to time established by the Director of Planning and Works of the City (hereinafter referred to as the "Director"), and no new installations or extensions shall be made by the Township until the plans therefor have been approved by the Director.

3. The Township will, as a general principle, extend and develop the sewer system in an orderly and progressive manner.

4. Where a septic tank system is presently installed, it shall be deemed to be temporary only, and the Township will, so far as it legally may, require the abandonment of every such septic tank system as soon as the property served by it is served by a sewer service connected, either directly or indirectly, to the Green Creek Collector, and upon ninety (90) days written notice so to do.

5. The Township will co-operate with the City in providing plans showing the existing and proposed distribution systems of the Township, including any existing pumping station installations and also installations where connection to the sewer service from the Green Creek Collector is deferred.

6.—(1) The Township will impose subdivision charges on all new subdivisions at a rate not less than that presently applicable to the City of Ottawa, the scale of which charges is set forth in the Schedule hereto annexed and marked "A", provided that, if the City reduces the scale of charges as set out in Schedule "A", the Township may also reduce its scale of charges accordingly.

(2) Notwithstanding the preceding subparagraph, the Township will make payment to the City, within fifteen (15) days of its receipt of payment of its subdivision charge, of a sum of money calculated on the gross area of the plan of subdivision, inclusive of roads but exclusive of lands dedicated to the Township under clause (a) of subsection 5 of section 28 of *The Planning Act*, R.S.O. 1960, Chapter 296, at the rate of \$180 per acre.

(3) The Township will forthwith, after registration of a plan of subdivision requiring the installation of sewer services, supply the Director with a copy of the registered plan.

7.—(1) The Township will pay the City:

(a) on or before the 15th of July and the 15th of October in each and every year that portion of the annual charges relating to capital cost and that portion of the annual maintenance and operating costs including provision for unforeseen contingencies, emergency repairs and possible replacement of the sewerage system which are chargeable by the levying of a mill rate on the assessed value on that area of the Township described in paragraph 1 hereof as calculated by the City on the basis of the "Report to the City of Ottawa on a Proposed Rate Structure for Sewage Works" by James F. MacLaren Associates dated October 14th, 1961, a copy of which report is on file with the City Clerk of the City and the Township Clerk of the Township, and which report is declared to form part of this agreement as though it were hereto attached as will also any further amendments thereto as may be necessary from time to time to adjust the basis of the relative charges as provided for in the said Report; and which Report has with regard to its financial implications for the Township and other municipalities been amended by the City's Treasury Department, and which amendments are also filed with the City Clerk of the City and the Township Clerk of the Township, and are hereby declared to amend the Report and also to form part of this agreement as though it was hereto attached;

(b) the amount of the sewer rates and sewage service rates as provided for in paragraph 5 hereof collected by it from property owners who have sanitary sewer connections but do not have a City water supply, quarterly on or before the 15th days of April, July, October and January in each and every year.

(2) If the Township fails to make payment as aforesaid, interest will be charged on the amount outstanding at the rate of 6% per annum commencing on the first day of default and continuing thereafter until such time as payment of the amount and all interest charges thereon is made.

(3) The City will make available to the Township and its officials all information, records, documents and calculations to enable them to check and clarify any calculations made by the City for the imposition of the charges mentioned in clauses (a) and (b) of subparagraph 1 hereof.

(4) The Township and the City will have their respective engineers prepare calculations for the creation of a formula which will be applied by the Township in calculating the amount of the sewer rate and sewage service rate applicable to property owners who have sanitary sewer connections but do not have a City water supply.

(5) The Township will enact such by-laws as may be necessary to impose a sewer rate and a sewage service rate on all property within the area described in paragraph 1 hereof on the basis of the Report of James F. MacLaren Associates dated October 14th, 1961, as referred to in clause (a) of subparagraph 1 of paragraph 7 hereof and to enable the City to send accounts to and collect from property owners, who have not only sanitary sewer connections but also a City water supply, the periodic charges resulting from the imposition of these sewerage rates.

(6) The said by-laws will also include a provision that all charges imposed by them are to be a lien and charge upon the lands of the owner or occupant and, if the charges or any part thereof remain unpaid after the due date, the amount unpaid may be collected by distress upon the goods and chattels of such owner or occupant; or the Township Clerk, upon notice to him of the amount due from the Commissioner of Finance of the City, the person by whom it is due and the land upon which the lien is claimed, shall enter the same upon the collector's roll and the collector shall proceed to collect it in the same way, as nearly as may be, as municipal taxes are collectable. The Clerk of the Township shall pay the amount of the said charges and penalties to be collected by him to the Treasurer of the City immediately upon receipt of such notification.

(7) The Commissioner of Finance of the City will notify the Township Clerk of the Township of all amounts of sewer rates and sewage service rates which remain unpaid at the end of the year, together with penalties or service charges resulting from non-payment to the City.

(8) The provision for contingencies, emergency repairs and possible replacements referred to in subparagraph 1 (a) of this paragraph shall be limited at the outset to a rate not exceeding one-half of 1% of the capital cost of the sewerage system, plant and equipment, provided, however, that the said percentage rate shall be subject to re-examination as to adequacy and need within a five-year cycle.

(9) The reserve fund mentioned in the previous subparagraph shall only be used in relation to the assets on which it has been based and shall not be applied to any other use without the consent of the parties hereto.

(10) Prior to the City or the Township undertaking the construction of a major collector sewer, they will confer as to whether or not the work will be included as part of the plant and collector system mentioned in subparagraph 8 hereof.

8.—(1) For the purpose of this agreement, the assessed value of land in the Township including business assessment shall, upon the execution of this agreement, and every fifth year thereafter, be equalized to the assessed value of the land in the City of Ottawa by the Assessment Commissioner of the City and the Township. In the event of a dispute, the provisions of *The Public Schools Act* for the equalization of assessment in union school sections shall apply.

(2) The Assessment Commissioner of the City shall have, at all times, full and free access to the assessment roll of the Township in connection with the operation of this agreement, and the Township shall, not later than the end of December in each year, supply the Assessment Commissioner of the City with a certified copy of the Township's assessment roll for that year, including indications thereon by the Township assessor showing all properties serviced by sewers including vacant lands, in, to or past which a main pipe carrying sewage to the Green Creek Collector runs or is located.

(3) The calculation of the percentage surcharge on water accounts for the sewer rate and sewage service rate will be based on the resident water rate and charges of the City.

9.—(1) The Township will, upon the request of the City, enact and enforce restrictive by-laws governing the use of the sewerage system in the Township.

(2) The Township will forthwith upon receipt of an application in writing by or on behalf of the Director grant all permits for the excavation of Township streets as may be required for the effective maintenance and repair of the Green Creek Collector Sewer, and the City will restore all roadway surfaces so excavated to the condition in which they were prior to excavation, and to the satisfaction of the Township Engineer.

(3) The City will, with the approval of the Township Engineer, have at all times free access to the sewer system and appurtenances thereto located on streets in the Township, and on lands owned by the Township or subject to easements, as fully as if the sewer system was installed on City streets or in land owned by the City.

10.—(1) Subject to this agreement, the City shall construct, finance and maintain the Green Creek Collector Sewer and the Green Creek Sewage Treatment Plant.

(2) The City agrees that the provisions of *The Assessment Act* relating to the payment of a grant in lieu of taxes on the City's sewage treatment plant located in the Township shall be accepted by the City.

11. In the event of a dispute arising between the Township and the City as to any of the provisions of this agreement, such dispute shall be submitted to the Ontario Municipal Board by either party to hear and determine the dispute, and the decision of the Ontario Municipal Board shall be final and binding upon the City and the Township.

12.—(1) Paragraph 6 of this agreement shall be deemed to have come into effect on August 22nd, 1962.

(2) Paragraphs 7, 8 and 10 of this agreement shall be deemed to have come into effect on January 1st, 1963.

(3) Paragraphs 1 to 5 inclusive, and paragraphs 9 and 11, will come into effect on the day upon which this agreement is executed by both the City and the Township.

13. This agreement shall continue in effect until terminated by mutual agreement of the parties or, if the parties do not agree as to termination, then either party shall have the right to have its intention to terminate determined by the Ontario Municipal Board as provided in paragraph 11 hereof.

IN WITNESS WHEREOF the City and the Township have hereunto affixed their respective corporate seals under the hands of their proper signing officers in that behalf.

SIGNED, SEALED AND DELIVERED

THE CORPORATION OF THE CITY OF
OTTAWA:

Per

.....
Mayor.

.....
Clerk.

THE CORPORATION OF THE TOWNSHIP
OF GLOUCESTER:

Per

.....
Reeve.

.....
Clerk.

Schedule "A" referred to in the foregoing Agreement

Extract from City Council Minutes of 21st June, 1961, as amended by City Council Minutes of 5th February, 1962.

It is recommended:

(1) That the charge be applicable to all subdivisions in respect of which a recommendation for approval was or is made to the Council for the first time on or after 16th January, 1961.

(2) That the charge should be applied to all land within the limits of the subdivision other than 5% land.

(3) That a charge be imposed on lands zoned for single family dwellings as follows:

(a) for a lot whose area is 6,000 square feet or less, \$200;

(b) for a lot whose area is over 6,000 square feet and up to and including 7,500 square feet, \$250;

(c) for a lot whose area is in excess of 7,500 square feet, \$300.

(3a) That a charge be imposed on lands zoned for doubles and duplex dwellings at the rate of \$350 per lot.

(4) That a charge of \$1,200 per acre plus a charge of \$100 for each dwelling unit in excess of two dwelling units, or a charge of \$1,500 per acre, whichever is the greater, be imposed in respect of land zoned for multiple buildings having more than two dwelling units.

(5) That a charge of \$1,200 per acre be imposed on lands owned for non-residential purposes.

(6) That where a street divides two or more classes of use, the land included in the street be charged to the class of use abutting thereon in accordance with the rules set out in section 56 of *The Surveys Act* for allocating to abutting owners parts of a closed street allowance.

SCHEDULE B

THIS AGREEMENT made in duplicate this 00th day of _____, 196 .

BETWEEN:

THE CORPORATION OF THE CITY OF OTTAWA,
hereinafter called the "City",

OF THE FIRST PART,

— and —

THE CORPORATION OF THE CITY OF EASTVIEW,
hereinafter called "Eastview",

OF THE SECOND PART.

WHEREAS the City has commenced construction and proposes to complete construction of the Ottawa River outfall sewer and interceptor system, the sewage treatment plant and associated collector sewers;

AND WHEREAS the design and construction of these facilities are such as will provide Eastview with continued sanitary sewer services;

AND WHEREAS the Ontario Water Resources Commission, pursuant to the provisions of *The Ontario Water Resources Commission Act*, has approved of the said construction of the sanitary sewer services herein-before mentioned;

AND WHEREAS *The Ontario Water Resources Commission Act* authorizes Eastview, in such circumstances, to enter into an agreement with the City providing for the use by Eastview of the sanitary sewer services and the contribution by Eastview towards the cost of construction and maintenance thereof;

AND WHEREAS by a memorandum of agreement dated the 15th day of October, 1962, the City and Eastview adopted certain principles of agreement which set out the general principles upon which a subsequent formal agreement would be entered into;

NOW THEREFORE THIS AGREEMENT WITNESSETH that, in consideration of the mutual covenants herein contained, the parties hereto hereby agree as follows:

1. Subject to the provisions of this agreement, the City shall construct, finance and maintain the Ottawa River outfall sewer and interceptor system, the sewage treatment plant, and associated collector sewers.

2. Eastview will, at its own expense, design, construct, install and maintain all collector sewers and internal sewer mains that may be required in Eastview, and may continue to use the existing sewer connections mentioned in an agreement between the City and Eastview dated the 1st day of January, 1958.

3. Eastview will install said collector sewers and internal trunk sewers in accordance with the standards from time to time established by the Director of Planning and Works of the City (hereinafter referred to as "the Director"), and no new installations or extensions shall be made by Eastview until the plans therefor have been approved by the Director.

4. Where a septic tank system is presently installed, it shall be deemed to be temporary only, and Eastview will, so far as it legally may, require the abandonment of every such septic tank system as soon as the property served by it is served by a sewer service connected, either directly or indirectly, to the Ottawa River outfall sewer and interceptor system, the sewage treatment plant, and associated collector sewers.

5. Eastview will co-operate with the City in providing plans showing the existing and proposed sewerage systems of Eastview, including any existing pumping station installations.

6.—(1) Eastview will pay the City:

- (a) on or before the first day of June and the first day of September in each and every year, its share of the annual charges relating to capital cost of the Ottawa River outfall sewer and interceptor system, the sewage treatment plant, and associated sewers, such share being calculated on the basis of an equalized assessment of the City and Eastview as defined in paragraph 7; and
- (b) an amount calculated as a percentage of the gross bi-monthly charge for water which percentage for the years 1963 and 1964 was 21%, and which for the years 1965 to 1969 inclusive is being recalculated in accordance with the Report, payment of which amount shall be made at the same time and subject to the same conditions as payment of the City's bill for the supply of City water;
- (c) amounts equivalent to the amounts referred to in the previous clause, in respect of all property owners in Eastview, who have not only sanitary sewer connections but also City water connections, or Village of Rockcliffe Park water connections, the charge for the water supply being billed direct by the City or by the Village of Rockcliffe Park, or who have sanitary sewer connections but do not have a connection to the municipal water mains, which amounts shall be billed and collected in the same manner as provided in the previous clause;
- (d) on or before the first day of June and the first day of September in each and every year, that portion of the annual maintenance and operating costs, including the provision for unforeseen contingencies, emergency repairs and possible replacement of the sewerage system, which are chargeable by the levying of a mill rate upon the assessed value of all property in Eastview, as calculated by the City, on the basis of the "Report to the City of Ottawa on a proposed rate structure for sewage works" by James F. MacLaren Associates dated the 14th day of October, 1961, a copy of which Report is on file with the City Clerk and Eastview Clerk, and which Report is declared to form part of this agreement as though it were hereto attached, as will also any further amendments thereto as may be necessary from time to time to adjust the basis of the relative charges as provided for in the Report; and which Report has with regard to its financial implications for Eastview, and other municipalities, been amended by the City's Treasury Department and which amendments are also filed with the City Clerk and Eastview Clerk and are hereby declared to amend the Report and also form part of this agreement as though they were hereto attached, and which Report together with the said amendments by the City's Treasury Department are hereinbefore and hereinafter referred to as "the Report".

(2) The new rate for the years 1965 to 1969 inclusive, mentioned in clause (b) of subparagraph (1) hereof, shall not become effective before the next ensuing bi-monthly bill, after revision of the rate by the City.

(3) For the year 1970 and every five years thereafter, a revised rate will be calculated in accordance with the principles of the Report.

(4) The City will make available to Eastview and its officials all information, records, documents and calculations to enable them to check and clarify any calculations made by the City for the payments mentioned in subparagraph (1) hereof.

(5) Eastview and the City will have their respective engineers prepare calculations for the creation of a formula which will be applied by Eastview in calculating the amount to be paid by property owners who have sanitary sewer connections but do not have a connection to municipal water mains, or who have a sanitary sewer connection and a City water connection or Village of Rockcliffe Park water connection.

(6) The provision for contingencies, emergency repairs and possible replacement referred to in subparagraph (1) hereof shall be limited at the outset to a rate not exceeding one-half of one per cent of the capital cost of the Ottawa River outfall sewer and interceptor system, the sewage treatment plant and associated collector sewers installed and owned by the City, provided, however, that the said percentage rate shall be subject to re-examination as to adequacy and need within a five-year cycle.

(7) The reserve fund mentioned in the previous subparagraph shall only be used in relation to the assets on which it has been based, and shall not be applied to any other use without the consent of the parties hereto.

7.—(1) For the purpose of this agreement, the assessed value of land and improvements thereto in Eastview, including business assessment, shall, upon the execution of this agreement and every fifth year thereafter, be equalized to the assessed value of the land and improvements thereto and business assessment in the City of Ottawa by the Assessment Commissioners of the City and Eastview. In the event of a dispute, the provisions of *The Public Schools Act* for the equalization of assessment in union school sections shall apply.

(2) The assessed value mentioned in the preceding paragraph shall be the taxable assessed value on which the general mill rate is levied in each year.

(3) The Assessment Commissioner of the City shall have, at all times, full and free access to the assessment roll of Eastview in connection with the operation of this agreement, and Eastview shall not later than the end of December in each year supply the Assessment Commissioner of the City with a certified copy of Eastview's assessment roll for that year, including indications thereon by the Eastview Assessor showing all properties serviced by sewers including vacant land, in, to or past which a main pipe carrying sewage to the Ottawa River outfall sewer and interceptor system, the sewage treatment plant and associated collector sewers runs or is located.

8.—(1) Eastview will, upon the request of the City, enact and enforce restrictive by-laws governing the use of the sewerage system in Eastview, and, without prejudice to the foregoing generality, it will give legislative effect to the provisions set out in the Schedule hereto annexed and marked "A".

(2) The City will, with the approval of the Eastview engineer, have at all times free access to the sewerage system and appurtenances thereto located on streets in Eastview, and on lands owned by Eastview or subject to easements in favour of Eastview as fully as if the sewerage system was installed on City streets or in land owned by the City.

(3) In addition to the inspections referred to in subparagraph (2), the City shall make regular inspections, at such intervals as the Director may deem to be necessary, of all garages, service stations, gasoline or other petroleum products storage depots in Eastview and of all points in the sewerage system at which a dangerous condition is likely to develop, and for which inspections Eastview shall pay the City annually the sum of Five Hundred Dollars (\$500.00).

9. The City does not undertake that the Ottawa River outfall sewer and interceptor system, the sewage treatment plant and associated collector sewers, into which Eastview is authorized to discharge sewage and water under the provisions of this agreement or any prior one, will, at any time or all times, act as an efficient and sufficient outlet for such sewage and water, and Eastview shall indemnify and keep indemnified and save

harmless the City and each of its officers, workmen, contractors and agents against and from all loss, damage, damages, costs, expenses, claims, demands, actions, suits and other proceedings of every nature and kind occasioned to or brought or made against Eastview or the City or any other person or persons, corporation or corporations which might arise from or in consequence of the backing-up of water or sewage from the Ottawa River outfall sewer and interceptor system, the sewage treatment plant and associated collector sewers or any defect or condition of non-repair in them or the digging up, disconnecting, repairing or renewing thereof or any other cause, whether or not there may be negligence on the part of Eastview or the City or any other person or persons, corporation or corporations.

10.—(1) Eastview, having passed By-law No. 669 on the 26th day of April, 1937, to regulate the storage and handling of flammable liquids should keep the same or any by-law which may in whole or in part replace the same and having like provisions in effect during the continuance of this agreement, and shall enforce the provisions thereof respecting the escape of flammable liquids and take all steps necessary or proper to protect flammable liquids from escaping from tanks and other places where they are stored and obtaining access to collector sewer or internal trunk sewers owned or maintained by Eastview or connecting with any such collector sewer or internal trunk sewers.

(2) If any flammable liquid at any time escapes from any tank or place in Eastview, and finds access, by means of any collector sewer or internal sewer mains, into the Ottawa River interceptor and outfall sewer, the sewage treatment plant and associated collector sewers and causes damage to such sewers or treatment plant by explosion or otherwise, or should the City be put to expense by reason of the escape of flammable liquid, in inspecting or protecting the Ottawa River interceptor and outfall sewer, the sewage treatment plant and the associated collector sewers or in freeing them from such flammable liquids or any gas generated thereby Eastview shall, in any and all such events, pay the City the amount of damage, loss or expense, the amount of which shall be determined by the Director whose finding in writing as to the amount thereof shall, upon notice to Eastview, be final and binding upon it.

11. In the event of a dispute arising between Eastview and the City as to any of the provisions of this agreement, the dispute shall be submitted to the Ontario Municipal Board by either party to hear and determine the dispute, and the decision of the Ontario Municipal Board shall be final and binding upon the City and Eastview.

12. This agreement, subject to the approval of the Ontario Municipal Board, shall be deemed to have come into effect on the 1st day of January, 1965.

13.—(1) Notwithstanding paragraph 12, the amounts charged Eastview for its share of the capital cost of the sewerage works referred to herein for the years 1963 and 1964 shall be deemed to be in full satisfaction of all such charges.

(2) Eastview will also pay the City,

- (a) an amount for the years 1963 and 1964 in respect of the capital charges, on behalf of property owners in Eastview who have a sanitary sewer connection and also a City water connection, which amount shall be calculated by the respective engineers of the City and Eastview;
- (b) an amount for the years 1963 and 1964 in respect of the capital charges on behalf of property owners in Eastview who have a sanitary sewer connection but who do not have any municipal water connection, which amount shall be calculated by the respective engineers of the City and Eastview.

(3) Any amounts unpaid under subparagraphs (1) and (2) hereof, within 15 days from the date of billing, shall have added thereto interest at the rate of six per cent (6%) per annum commencing on the 16th day from the date of billing and continuing thereafter until such time as payment of the amounts and all interest charges thereon has been made.

14. If Eastview fails to make payment in accordance with any of the provisions of this agreement, interest will be charged on the amount outstanding at the rate of six per cent (6%) per annum commencing on the first day of default and continuing thereafter until such time as payment of the amount and all interest charges thereon is made.

15. This agreement shall continue in effect until terminated by mutual agreement of the parties or, if the parties do not agree as to termination, then either party shall have the right to have its intention to terminate determined by the Ontario Municipal Board as provided in paragraph 11 hereof.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their corporate seals under the hands of their proper signing officers in that behalf.

SIGNED, SEALED AND DELIVERED

THE CORPORATION OF THE CITY OF
OTTAWA:

.....
Mayor.

.....
Clerk.

THE CORPORATION OF THE CITY OF
EASTVIEW:

.....
Mayor.

.....
Clerk.

This is Schedule "A" referred to in the foregoing Agreement

1. The owner of every house, building, or property used for human occupancy, employment, recreation, or other purposes within the City of Ottawa and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located, a public sanitary or combined sewer of the Corporation, shall at his own expense install suitable water closet facilities therein, and shall connect such facilities directly with the public sewer in accordance with the provisions of this by-law, within ninety (90) days after the date of notice to do so from the Director provided that the said public sewer is within 100 feet of the property line, and such connection is not otherwise prohibited by the provisions of this by-law.

2. The building sewer shall be constructed of,

- (a) cast iron soil pipe;
- (b) vitrified clay sewer pipe;
- (c) asbestos cement sewer pipe;
- (d) concrete pipe; or
- (e) bituminized fibre pipe equal in quality to that specified under the regulations respecting plumbing issued under *The Ontario Water Resources Commission Act*, R.S.O. 1960, Chapter 281, and amendments thereto.

3.—(1) All jointing of the pipes mentioned in the preceding section shall conform to the specifications in said regulations.

(2) The diameter of a building sewer shall not be less than five inches (5").

(3) The slope of a building sewer to a sanitary sewer or storm sewer shall not be less than $\frac{1}{8}$ " per foot.

(4) All jointing of sanitary sewers and building sewers connecting thereto shall be by an approved rubber gasket or other material satisfactory to the Director.

4. Where under drainage systems around buildings or foundation drainage tile are required and the water from this source is to be conducted to a public sewer, the drainage shall flow to the outside ground surface or to the storm sewer connection through watertight connections provided with an adequate check valve as detailed in the schedule hereto annexed and marked "B".

5.—(1) The excavation for the trench for the construction of storm and sanitary sewer connections from the street line to the building wall shall not be made until the basement floor has been placed and the complete building excavation is properly back-filled.

(2) Notwithstanding the provisions of the preceding subsection, the trench may be excavated and the pipes laid prior to the basement floor being placed and the complete building excavation being properly back-filled, provided that the openings of the connection of the sanitary sewer and storm sewer are effectively sealed by means of a watertight plug.

(3) No watertight plug shall be removed without the prior approval in writing of the Director, and such approval shall specify the period of time that the sewer may remain unplugged, but no person shall leave, permit or allow the sewer to remain unplugged after the close of work for the day on which it was unplugged.

6. The owner of any single family dwelling house, double, duplex, triplex, or apartment house shall have the roof water leaders discharge their contents to the ground through short extensions or into the storm sewer.

7. The discharge connections from paved areas or roof areas shall be limited to a capacity of $\frac{1}{4}$ cubic foot per second per acre.

8. No person shall discharge or cause to be discharged any storm water, surface water, ground water, roof run-off, subsurface drainage, cooling water or unpolluted industrial process waters into any sanitary sewer.

9. The storm water, surface water, ground water, roof run-off, subsurface drainage, cooling water or unpolluted industrial process waters shall be discharged into storm sewers or combined sewers or to a natural outlet, provided, however, that the storm sewers, combined sewers or natural outlet are sufficient to take the discharge.

10. Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following into any public sewer:

1. Any liquid or vapour having a temperature higher than 140°F.
2. Any water or waste which contains more than 100 parts per million, by weight, of fat, oil, or grease.
3. Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid or gas.
4. Any garbage.
5. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure, or any other solid or viscous substance capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewage works.
6. Any waters or wastes having a pH lower than 5.5 or higher than 9.0, or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
7. Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process constitute a hazard to humans or animals, or create any hazard in the receiving waters of the sewage treatment plant.
8. Any waters or wastes containing suspended solids of such character and quantity that unusual attention or expense is required to handle such materials at the sewage treatment plant.
9. Any noxious or malodorous gas or substance capable of creating a public nuisance.

11.—(1) Grease, oil and sand interceptors shall be provided, in accordance with the specifications contained in the schedule hereto annexed and marked "C", for the proper handling of liquid wastes containing grease, flammable wastes, sand and other harmful ingredients.

(2) The preceding subsection shall not apply to private living quarters or dwelling units.

(3) The capacity of the interceptor shall be of sufficient size to handle the said grease, flammable wastes, sand or other harmful ingredients.

(4) All interceptors shall,

- (a) be located so as to be readily and easily accessible for cleaning and inspection;
- (b) be constructed of impervious materials capable of withstanding abrupt or extreme changes in temperature;

- (c) be of substantial construction, watertight, and equipped with easily removable covers which, when bolted in place, shall be gastight and watertight;
- (d) be maintained by the owner, at his expense, in continuously efficient operation at all times.

12. No person shall discharge into the public sewers any waters or wastes,

- (a) having a 5-day biochemical oxygen demand greater than 280 parts per million by weight;
- (b) containing more than 360 parts per million by weight of suspended solids; or
- (c) containing any quantity of substances having the characteristics described in section 29.

13.—(1) Where sewage exceeds the above minimum limits, the owner shall provide, at his own expense, such preliminary treatment as may be necessary to,

- (a) reduce the biochemical oxygen demand to 280 parts per million and the suspended solids to 360 parts per million by weight; or
- (b) reduce objectionable characteristics or constituents to within the maximum limits provided for in section 29 prior to discharge into the public sewers.

(2) If the treatment described in subsection 1 is not feasible, the owner shall provide private waste disposal facilities to treat satisfactorily the polluted waters prior to discharge to a natural outlet.

(3) All such installations must meet the requirements of the Corporation and the Sanitary Engineering Division of the Ontario Water Resources Commission.

(4) Plans, specifications and other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Corporation to the Director and the Sanitary Engineering Division of the Ontario Water Resources Commission of the Province of Ontario.

(5) No construction of such facilities shall be commenced until the said approvals are obtained in writing.

(6) Where preliminary treatment facilities are provided for any water or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

14.—(1) The owner of any property served by a building sewer carrying industrial wastes shall install a suitable control manhole in the building sewer to facilitate observation, sampling and measurement of the wastes.

(2) The manhole shall be accessibly and safely located and shall be constructed in accordance with plans approved by the Director.

(3) The manhole shall be installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

[Plans attached]

AN AGREEMENT made in duplicate this 00th day of _____, 196 .

BETWEEN:

THE CORPORATION OF THE CITY OF OTTAWA,
hereinafter called the "City",

OF THE FIRST PART,

— and —

THE CORPORATION OF THE TOWNSHIP OF GLOUCESTER,
hereinafter called the "Township",

OF THE SECOND PART.

WHEREAS the City and the Township entered into an agreement dated July 24th, 1964, relating to the provision of sewerage facilities to the Township by the City and other matters as more fully set out therein;

AND WHEREAS some doubts have been expressed as to the validity of certain provisions of said agreement;

NOW THEREFORE THIS AGREEMENT WITNESSETH that, in consideration of the mutual covenants herein contained, the parties hereto hereby agree as follows:

1. Subparagraph (1) of paragraph 6 of the agreement between the City and the Township dated July 24th, 1964, hereinafter referred to as "said agreement" is struck out and the following substituted therefor:

(1) Subject to the approval of the Minister of Municipal Affairs, the Township will impose subdivision charges on all new subdivisions, at a rate not less than that presently applicable to the City of Ottawa, the scale of which charges is set forth in the schedule hereto annexed and marked "A", provided, however, that if the City reduces the scale of charges as set out in Schedule "A", the Township may also reduce its scale of charges accordingly.

2. Paragraph 7 of said agreement is struck out and the following substituted therefor:

7.—(1) The Township will pay the City:

- (a) on or before the 15th of July and the 15th of October in each and every year its share of the annual charges relating to capital cost of the Green Creek sewer project, such share being calculated on the basis of an equalized assessment of the City and the Township as defined in paragraph 8; and
- (b) an amount calculated as a percentage of the gross bi-monthly charge for water which percentage for the years 1963 and 1964 was 21%, and which for the years 1965 to 1969 inclusive is being recalculated in accordance with the Report, payment of which amount shall be made at the same time and subject to the same conditions as payment of the City's bill for the supply of City water;
- (c) amounts equivalent to the amounts referred to in the previous clause in respect of all property owners in the Township who have not only sanitary sewer connections but also City water connections, the charge for the water supply being billed direct by the City, or who have sanitary sewer connections but do not have a connection to municipal water mains, which amounts shall be billed and collected in the same manner as provided for in the previous clause;

- (d) on or before the 15th of July and the 15th of October in each and every year that portion of the annual maintenance and operating costs, including the provision for unforeseen contingencies, emergency repairs and possible replacement of the sewerage system, which are chargeable by the levying of a mill rate upon the assessed value of all property in the Township, as calculated by the City, on the basis of the "Report to the City of Ottawa on a proposed rate structure for sewage works" by James F. MacLaren Associates dated the 14th day of October, 1961, a copy of which Report is on file with the City Clerk and the Township Clerk, and which Report is declared to form part of this agreement as though it were hereto attached, as will also any further amendments thereto as may be necessary from time to time to adjust the basis of the relative charges as provided for in the Report; and which Report has with regard to its financial implications for the Township, and other municipalities, been amended by the City's Treasury Department and which amendments are also filed with the City Clerk and the Township Clerk and are hereby declared to amend the Report and also form part of this agreement as though they were hereto attached, and which Report together with the said amendments by the City's Treasury Department are hereinbefore and hereinafter referred to as "the Report".
- (2) The new rate for the years 1965 to 1969 inclusive, mentioned in clause (b) of subparagraph (1) hereof, shall not become effective before the next ensuing bi-monthly bill, after revision of the rate by the City.
 - (3) For the year 1970 and every five years thereafter, a revised rate will be calculated in accordance with the principles of the Report.
 - (4) The City will make available to the Township and its officials all information, records, documents and calculations to enable them to check and clarify any calculations made by the City for the payments mentioned in subparagraph (1) hereof.
 - (5) The Township and the City will have their respective engineers prepare calculations for the creation of a formula which will be applied by the Township in calculating the amount to be paid by property owners who have sanitary sewer connections but do not have a connection to municipal water mains, or who have a sanitary sewer connection and a City water connection.
 - (6) The provision for contingencies, emergency repairs and possible replacement referred to in subparagraph (1) hereof shall be limited at the outset to a rate not exceeding one-half of one per cent of the capital cost of the Green Creek sewer project installed and owned by the City, provided, however, that the said percentage rate shall be subject to re-examination as to adequacy and need within a five-year cycle.
 - (7) The reserve fund mentioned in the previous subparagraph shall only be used in relation to the assets on which it has been based, and shall not be applied to any other use without the consent of the parties hereto.
- 3.—(1) Subparagraph (1) of paragraph 9 of said agreement is struck out and the following substituted therefor:
- 9.—(1) The Township will upon the request of the City enact and enforce restrictive by-laws governing the use of the sewerage system and, without prejudice to the foregoing generality, it will give legislative effect to the provisions set out in the schedule hereto annexed and marked "B".

(2) Paragraph 9 is further amended by adding thereto the following subparagraph:

- (1a) If any flammable liquid at any time escapes from any tank or place in the Township, and finds access, by means of any collector sewer or internal sewer mains, into the Green Creek sewer system and causes damage to such system by explosion or otherwise, or should the City be put to expense by reason of the escape of flammable liquid, in inspecting or protecting the Green Creek sewer system or in freeing it from such flammable liquid or any gas generated thereby, the Township shall, in any and all such events, pay the City the amount of the damage, loss or expense, the amount of which shall be determined by the Director whose finding in writing as to the amount thereof shall, upon notice to the Township, be final and binding upon it.

4. Said agreement is further amended by adding after paragraph 10 the following paragraph:

- 10a.—(1) The amounts charged the Township for its share of the capital cost of the sewerage works referred to herein for the years 1963 and 1964 shall be deemed to be in full satisfaction of all such charges.

(2) The Township will also pay the City,

- (a) an amount for the years 1963 and 1964 in respect of the capital charges, on behalf of property owners in the Township who have a sanitary sewer connection and also a City water connection, which amount shall be calculated by the respective engineers of the City and the Township;

- (b) an amount for the years 1963 and 1964 in respect of the capital charges, on behalf of property owners in the Township who have a sanitary sewer connection but who do not have any municipal water connection, which amount shall be calculated by the respective engineers of the City and the Township.

- (3) Any amounts unpaid under subparagraphs (1) and (2) hereof, within 15 days from the date of billing, shall have added thereto interest at the rate of six per cent (6%) per annum commencing on the 16th day from the date of billing and continuing thereafter until such time as payment of the amounts and all interest charges thereon has been made.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their corporate seals under the hands of their proper signing officers in that behalf.

SIGNED, SEALED AND DELIVERED

THE CORPORATION OF THE CITY OF
OTTAWA:

.....
Mayor.

.....
Clerk.

THE CORPORATION OF THE TOWNSHIP
OF GLOUCESTER:

.....
Mayor.

.....
Clerk.

This is Schedule "A" referred to in the foregoing Agreement

1. The owner of every house, building, or property used for human occupancy, employment, recreation, or other purposes within the City of Ottawa and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located, a public sanitary or combined sewer of the Corporation, shall at his own expense install suitable water closet facilities therein, and shall connect such facilities directly with the public sewer in accordance with the provisions of this by-law, within ninety (90) days after the date of notice to do so from the Director provided that the said public sewer is within 100 feet of the property line, and such connection is not otherwise prohibited by the provisions of this by-law.

2. The building sewer shall be constructed of,

- (a) cast iron soil pipe;
- (b) vitrified clay sewer pipe;
- (c) asbestos cement sewer pipe;
- (d) concrete pipe; or
- (e) bituminized fibre pipe equal in quality to that specified under the regulations respecting plumbing issued under *The Ontario Water Resources Commission Act*, R.S.O. 1960, Chapter 281, and amendments thereto.

3.—(1) All jointing of the pipes mentioned in the preceding section shall conform to the specifications in said regulations.

(2) The diameter of a building sewer shall not be less than five inches (5").

(3) The slope of a building sewer to a sanitary sewer or storm sewer shall not be less than $\frac{1}{8}$ " per foot.

(4) All jointing of sanitary sewers and building sewers connecting thereto shall be by an approved rubber gasket or other material satisfactory to the Director.

4. Where under drainage systems around buildings or foundation drainage tile are required and the water from this source is to be conducted to a public sewer, the drainage shall flow to the outside ground surface or to the storm sewer connection through watertight connections provided with an adequate check valve as detailed in the schedule hereto annexed and marked "B".

5.—(1) The excavation for the trench for the construction of storm and sanitary sewer connections from the street line to the building wall shall not be made until the basement floor has been placed and the complete building excavation is properly back-filled.

(2) Notwithstanding the provisions of the preceding subsection, the trench may be excavated and the pipes laid prior to the basement floor being placed and the complete building excavation being properly back-filled, provided that the openings of the connection of the sanitary sewer and storm sewer are effectively sealed by means of a watertight plug.

(3) No watertight plug shall be removed without the prior approval in writing of the Director, and such approval shall specify the period of time that the sewer may remain unplugged, but no person shall leave, permit or allow the sewer to remain unplugged after the close of work for the day on which it was unplugged.

6. The owner of any single family dwelling house, double, duplex, triplex, or apartment house shall have the roof water leaders discharge their contents to the ground through short extensions or into the storm sewer.

7. The discharge connections from paved areas or roof areas shall be limited to a capacity of $\frac{1}{4}$ cubic foot per second per acre.

8. No person shall discharge or cause to be discharged any storm water, surface water, ground water, roof run-off, subsurface drainage, cooling water or unpolluted industrial process waters into any sanitary sewer.

9. The storm water, surface water, ground water, roof run-off, subsurface drainage, cooling water or unpolluted industrial process waters shall be discharged into storm sewers or combined sewers or to a natural outlet, provided, however, that the storm sewers, combined sewers or natural outlet are sufficient to take the discharge.

10. Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following into any public sewer:

1. Any liquid or vapour having a temperature higher than 140°F.
2. Any water or waste which contains more than 100 parts per million, by weight, of fat, oil, or grease.
3. Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid or gas.
4. Any garbage.
5. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure, or any other solid or viscous substance capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewage works.
6. Any waters or wastes having a pH lower than 5.5 or higher than 9.0, or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
7. Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process constitute a hazard to humans or animals, or create any hazard in the receiving waters of the sewage treatment plant.
8. Any waters or wastes containing suspended solids of such character and quantity that unusual attention or expense is required to handle such materials at the sewage treatment plant.
9. Any noxious or malodorous gas or substance capable of creating a public nuisance.

11.—(1) Grease, oil and sand interceptors shall be provided, in accordance with the specifications contained in the schedule hereto annexed and marked "C", for the proper handling of liquid wastes containing grease, flammable wastes, sand and other harmful ingredients.

(2) The preceding subsection shall not apply to private living quarters or dwelling units.

(3) The capacity of the interceptor shall be of sufficient size to handle the said grease, flammable wastes, sand or other harmful ingredients.

(4) All interceptors shall,

- (a) be located so as to be readily and easily accessible for cleaning and inspection;
- (b) be constructed of impervious materials capable of withstanding abrupt or extreme changes in temperature;

- (c) be of substantial construction, watertight, and equipped with easily removable covers which, when bolted in place, shall be gastight and watertight;
- (d) be maintained by the owner, at his expense, in continuously efficient operation at all times.

12. No person shall discharge into the public sewers any waters or wastes,

- (a) having a 5-day biochemical oxygen demand greater than 280 parts per million by weight;
- (b) containing more than 360 parts per million by weight of suspended solids; or
- (c) containing any quantity of substances having the characteristics described in section 29.

13.—(1) Where sewage exceeds the above minimum limits, the owner shall provide, at his own expense, such preliminary treatment as may be necessary to,

- (a) reduce the biochemical oxygen demand to 280 parts per million and the suspended solids to 360 parts per million by weight; or
- (b) reduce objectionable characteristics or constituents to within the maximum limits provided for in section 29 prior to discharge into the public sewers.

(2) If the treatment described in subsection 1 is not feasible, the owner shall provide private waste disposal facilities to treat satisfactorily the polluted waters prior to discharge to a natural outlet.

(3) All such installations must meet the requirements of the Corporation and the Sanitary Engineering Division of the Ontario Water Resources Commission.

(4) Plans, specifications and other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Corporation to the Director and the Sanitary Engineering Division of the Ontario Water Resources Commission of the Province of Ontario.

(5) No construction of such facilities shall be commenced until the said approvals are obtained in writing.

(6) Where preliminary treatment facilities are provided for any water or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

14.—(1) The owner of any property served by a building sewer carrying industrial wastes shall install a suitable control manhole in the building sewer to facilitate observation, sampling and measurement of the wastes.

(2) The manhole shall be accessibly and safely located and shall be constructed in accordance with plans approved by the Director.

(3) The manhole shall be installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

[Plans attached]

THIS AGREEMENT made the 00th day of _____, 196 .

BETWEEN:

THE CORPORATION OF THE TOWNSHIP OF NEPEAN,
hereinafter called the "Township",

OF THE FIRST PART,

— and —

THE CORPORATION OF THE CITY OF OTTAWA,
hereinafter called the "City",

OF THE SECOND PART.

WHEREAS the City and the Township have mutual interest in the establishment of surface drainage areas lying in the Township and the City and have also a mutual interest in arranging a cost sharing basis for the payment of storm sewers already installed, as well as to control the future development of a storm sewer program and the sharing of the cost thereof;

AND WHEREAS the City and the Township have agreed to the establishment of the drainage areas as shown on the plan hereto attached and marked "A", which plan is hereinafter referred to as "the plan";

AND WHEREAS with respect to the drainage areas as shown on the plan, both the Councils of the City and the Township have agreed to the percentage basis upon which each will make payment as set forth in the schedule hereto annexed and marked "B";

AND WHEREAS the City has constructed and installed certain storm sewers in some of the drainage areas shown on the plan and has issued debentures therefor, the details whereof are set forth in the schedule hereto annexed and marked "C";

AND WHEREAS the City has constructed and installed certain storm sewers in some of the drainage areas shown on the plan for which debentures have not been issued, the details whereof are set forth in the schedule annexed and marked "D";

NOW THEREFORE THIS AGREEMENT WITNESSETH that, in consideration of the mutual covenants hereinafter contained, the parties hereto hereby agree as follows:

1. This agreement shall apply to the areas outlined as drainage areas on the plan.

2. The City and the Township shall construct and install storm sewers in the areas shown on the plan in accordance with good engineering practice and as the demand and need for them require.

3. Both the City and the Township shall, prior to October 31st, in each year, except for the year 1964, submit to the other their proposed programs for the construction of storm sewers in the drainage areas shown on the plan and will also supply the other Corporation with an estimated cost of their construction, together with the other Corporation's share of the cost thereof, so as to enable the other Corporation to take this into account when preparing its budget for the following year.

4. Notwithstanding the provisions of paragraph 3 above, no work shall be proceeded with by either the City or the Township until the approval thereof by the other has been given.

5. The costs of the works shall be apportioned between the City and the Township in accordance with the percentages shown for the City and the Township in Schedule "B".

6. When both the City and the Township have approved the construction of a proposed work, they shall forthwith arrange to apply to the Ontario Municipal Board for its approval to the borrowing necessary to finance their respective shares of the project.

7. When any storm sewer installation has been completed and the final cost established, the Treasurer of the Corporation which initiated the work shall notify the other Corporation of its share of the cost and shall send to the other an account requesting payment of its share of the cost.

8. With respect to the works set forth in Schedule "C" annexed hereto, the Township shall pay to the City its proportionate share of the cost thereof in the amounts and on the dates set forth in Schedules "C1" to "C4" attached hereto.

9. With respect to the works set out in Schedule "D" annexed hereto, the Township shall pay to the City its proportionate share of the cost thereof in the amount and on the date set forth in the said Schedule "D".

10. The cost of a work as expressed in this agreement shall be confined solely to the capital cost of construction of the work which shall include the construction contract, other expenditures for land acquisition, including easements, labour, material, truck and equipment rentals, etc., charged directly to the work, engineering costs for design, supervision, inspection and testing, temporary financing charges at current bank borrowing rates up to the completion date of the work, and such other items of cost as mutually agreed to.

11. Any contribution, grant or subsidy from any source whatsoever in respect of any work shall be applied towards a reduction of the total cost of the work, and the net balance shall be apportioned in accordance with the provisions of this agreement.

12. In the event of failure of either Corporation to make payment as hereinbefore mentioned within thirty days of the date of the account, or the date upon which any payment is due, there shall be added to the amount unpaid interest at the rate of 6% per annum from the first day of default until such time as payment of the amount and all interest charges thereon is made.

13. The initiating Corporation shall make available to the other and its officers all information, records, documents and calculations to enable them to check and clarify any calculations made with respect to the cost of the installation of the works.

14. In the event of a dispute arising between the City and the Township as to any of the provisions of this agreement, the dispute shall be submitted to the Ontario Municipal Board by either party to hear and determine the dispute, and the decision of the Ontario Municipal Board shall be final and binding upon the City and the Township.

15. This agreement shall continue in effect until 31st December, 1965, and yearly thereafter, but may be terminated by either party giving twelve months notice in writing to the Clerk of the other party, and such notice shall be given prior to 31st December in any year.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their respective corporate seals under the hands of their proper signing officers in that behalf.

SIGNED, SEALED AND DELIVERED

THE CORPORATION OF THE TOWNSHIP
OF NEPEAN:

.....
Reeve.

.....
Clerk.

THE CORPORATION OF THE CITY OF
OTTAWA:

.....
Mayor.

.....
Clerk.

Schedule "B" to the foregoing Agreement

DRAINAGE AREA "A"

No. as Per Plan "A"	Description	City of Ottawa Acres	% Share	Township of Nepean Acres	% Share
5	Limit to Farlane	100%	100%	Nil	Nil
4	Farlane to Zena	60.7	69%	27.5	31%
4	Zena to Marson	74.4	67%	34.9	33%
4	Marson to Fisher	88.1	65%	47.2	35%
3	Fisher Avenue	21.5	21%	78	79%
2	Baseline Road	109.6	47%	125.2	53%
1	Baseline Road	133.8	51.5%	125.2	48.5%

Drainage Area	Total Acres	Flow from Ottawa	% Ottawa	Flow from Nepean	% Nepean
B	96.1	37.2	38.5	58.9	61.5
C	85.45	20	23.5	65.45	76.5
D	187.15	135	72.5	52.15	27.5
K	898	17	1.9	881	98.1
L	1176	295	25.1	881	74.9
M	1285	295	23.0	990	77.0
N	2555	295	11.5	2260	88.5

*Schedule "C" to Agreement between
City of Ottawa and Township of Nepean*

RE: DRAINAGE AREAS

WORKS COMPLETED AND DEBENTURES ISSUED

Description of Work	Local Improvement Report No.	Drainage Area	City of Ottawa Debentures				Nepean Township Share		
			Nepean Township Share	By-law No.	Rate of Interest	Term	Actual Cost	Annual Charge	
			\$	\$	\$	\$	\$	\$	
1. A 60" Storm Sewer on Baseline Road from w/1 Block "B" to w/1 Bel Air Heights Subdivision	234/58	D	27.5%	206/60	5½%	1961-1975 incl.	66,565.91	18,305.63	1,823.71
2. A 60" Storm Sewer on Baseline Road from end of existing sewer to Henry Farm Drive.	14/61	D	27.5%	344/63	5¼%	1964-1978 incl.	139,987.11	38,496.46	3,771.77
3. A 36" and 60" Storm Sewer on Baseline Road from Lexington Ave. to Prescott Highway	21/61	A	48.5%	394/62	5¼%	1963-1977 incl.	39,133.88	18,979.93	1,859.60
4. A 60" Storm Sewer on Baseline Road from Lexington Ave. to Fisher Ave. . . .	80/62	A	53.0%	208/64	5½%	1965-1979 incl.	33,411.19	17,707.93	1,764.16
							279,098.09	93,489.95	9,219.24

*Schedule "C1" to Agreement between
City of Ottawa and Township of Nepean*

RE: DRAINAGE AREAS

SCHEDULE OF INTEREST AND PRINCIPAL PAYMENTS

Item 1—Schedule C

Due Date	Interest	Principal	Total	Interest to Dec. 15/64
	\$ c.	\$ c.	\$ c.	\$ c.
1-10-60.....	503.40	.....	503.40	127.09
1- 4-61.....	503.40	816.91	1,320.31	293.87
1-10-61.....	480.94	.....	480.94	92.59
1- 4-62.....	480.94	861.83	1,342.77	218.31
1-10-62.....	457.24	.....	457.24	60.57
1- 4-63.....	457.24	909.23	1,366.47	140.17
1-10-63.....	432.24	.....	432.24	31.33
1- 4-64.....	432.24	959.23	1,391.47	59.01
1-10-64.....	405.86	.....	405.86	5.00
Total Payment Due Dec. 15th, 1964.....	4,153.50	3,547.20	7,700.70	1,027.94
1- 4-65.....	405.86	1,011.99	1,417.85	
1-10-65.....	378.03	.....	378.03	
1- 4-66.....	378.03	1,067.65	1,445.68	
1-10-66.....	348.67	.....	348.67	
1- 4-67.....	348.67	1,126.37	1,475.04	
1-10-67.....	317.69	.....	317.69	
1- 4-68.....	317.69	1,188.33	1,506.02	
1-10-68.....	285.01	.....	285.01	
1- 4-69.....	285.01	1,253.69	1,538.70	
1-10-69.....	250.54	.....	250.54	
1- 4-70.....	250.54	1,322.63	1,573.17	
1-10-70.....	214.16	.....	214.16	
1- 4-71.....	214.16	1,395.39	1,609.55	
1-10-71.....	175.79	.....	175.79	
1- 4-72.....	175.79	1,472.13	1,647.92	
1-10-72.....	135.31	.....	135.31	
1- 4-73.....	135.31	1,553.09	1,688.40	
1-10-73.....	92.60	.....	92.60	
1- 4-74.....	92.60	1,638.51	1,731.11	
1-10-74.....	47.53	.....	47.53	
1- 4-75.....	47.53	1,728.65	1,776.18	
	<u>9,050.02</u>	<u>18,305.63</u>	<u>27,355.65</u>	

*Schedule "C2" to Agreement between
City of Ottawa and Township of Nepean*

RE: DRAINAGE WORKS

SCHEDULE OF INTEREST AND PRINCIPAL PAYMENTS

Item 2—Schedule C

Due Date	Interest	Principal	Total	Interest to Dec. 15/64
	\$ c.	\$ c.	\$ c.	\$ c.
1-2-64.....	1,010.53	.....	1,010.53	52.82
1-8-64.....	1,010.53	1,750.71	2,761.24	61.73
Total Payment Due Dec. 15th, 1964.....	2,021.06	1,750.71	3,771.77	114.55
1-2-65.....	964.58	.....	964.58	
1-8-65.....	964.57	1,842.62	2,807.19	
1-2-66.....	916.21	.....	916.21	
1-8-66.....	916.20	1,939.36	2,855.56	
1-2-67.....	865.30	.....	865.30	
1-8-67.....	865.30	2,041.17	2,906.47	
1-2-68.....	811.72	.....	811.72	
1-8-68.....	811.72	2,148.33	2,960.05	
1-2-69.....	755.33	.....	755.33	
1-8-69.....	755.32	2,261.12	3,016.44	
1-2-70.....	695.97	.....	695.97	
1-8-70.....	695.97	2,379.83	3,075.80	
1-2-71.....	633.50	.....	633.50	
1-8-71.....	633.50	2,504.77	3,138.27	
1-2-72.....	567.75	.....	567.75	
1-8-72.....	567.75	2,636.27	3,204.02	
1-2-73.....	498.55	.....	498.55	
1-8-73.....	498.54	2,774.68	3,273.22	
1-2-74.....	425.71	.....	425.71	
1-8-74.....	425.71	2,920.35	3,346.06	
1-2-75.....	349.05	.....	349.05	
1-8-75.....	349.05	3,073.67	3,422.72	
1-2-76.....	268.36	.....	268.36	
1-8-76.....	268.36	3,235.05	3,503.41	
1-2-77.....	183.44	.....	183.44	
1-8-77.....	183.44	3,404.89	3,588.33	
1-2-78.....	94.07	.....	94.07	
1-8-78.....	94.06	3,583.64	3,677.70	
	<u>18,080.09</u>	<u>38,496.46</u>	<u>56,576.55</u>	

*Schedule "C3" to Agreement between
City of Ottawa and Township of Nepean*

RE: DRAINAGE AREAS

SCHEDULE OF INTEREST AND PRINCIPAL PAYMENTS

Item 3—Schedule C

Due Date	Interest	Principal	Total	Interest to Dec. 15/64
	\$ c.	\$ c.	\$ c.	\$ c.
2-1-63.....	498.22	.....	498.22	58.39
2-7-63.....	498.22	863.16	1,361.38	112.11
2-1-64.....	475.57	.....	475.57	27.20
2-7-64.....	475.57	908.46	1,384.03	30.71
Total Payment Due Dec. 15th, 1964.....	1,947.58	1,771.62	3,719.20	228.41
2-1-65.....	451.72	.....	451.72	
2-7-65.....	451.72	956.16	1,407.88	
2-1-66.....	426.62	.....	426.62	
2-7-66.....	426.62	1,006.36	1,432.98	
2-1-67.....	400.20	.....	400.20	
2-7-67.....	400.20	1,059.20	1,459.40	
2-1-68.....	372.40	.....	372.40	
2-7-68.....	372.40	1,114.80	1,487.20	
2-1-69.....	343.13	.....	343.13	
2-7-69.....	343.13	1,173.34	1,516.47	
2-1-70.....	312.33	.....	312.33	
2-7-70.....	312.33	1,234.94	1,547.27	
2-1-71.....	279.92	.....	279.92	
2-7-71.....	279.92	1,299.76	1,579.68	
2-1-72.....	245.80	.....	245.80	
2-7-72.....	245.80	1,368.00	1,613.80	
2-1-73.....	209.89	.....	209.89	
2-7-73.....	209.89	1,439.82	1,649.71	
2-1-74.....	172.09	.....	172.09	
2-7-74.....	172.09	1,515.42	1,687.51	
2-1-75.....	132.31	.....	132.31	
2-7-75.....	132.31	1,594.98	1,727.29	
2-1-76.....	90.44	.....	90.44	
2-7-76.....	90.44	1,678.72	1,769.16	
2-1-77.....	46.38	.....	46.38	
2-7-77.....	46.38	1,766.81	1,813.19	
	<u>8,914.04</u>	<u>18,979.93</u>	<u>27,893.97</u>	

*Schedule "C4" to Agreement between
City of Ottawa and Township of Nepean*

RE: DRAINAGE AREAS

SCHEDULE OF INTEREST AND PRINCIPAL PAYMENTS

Item 4—Schedule C

Due Date	Interest		Principal		Total		Interest to Dec. 15/64	
	\$	c.	\$	c.	\$	c.	\$	c.
1-2-65.....	486.97				486.97			
1-8-65.....	486.97		790.22		1,277.19			
1-2-66.....	465.24				465.24			
1-8-66.....	465.24		833.68		1,298.92			
1-2-67.....	442.31				442.31			
1-8-67.....	442.31		879.54		1,321.85			
1-2-68.....	418.12				418.12			
1-8-68.....	418.12		927.92		1,346.04			
1-2-69.....	392.61				392.61			
1-8-69.....	392.61		978.94		1,371.55			
1-2-70.....	365.68				365.68			
1-8-70.....	365.68		1,032.80		1,398.48			
1-2-71.....	337.28				337.28			
1-8-71.....	337.28		1,089.60		1,426.88			
1-2-72.....	307.32				307.32			
1-8-72.....	307.32		1,149.52		1,456.84			
1-2-73.....	275.71				275.71			
1-8-73.....	275.71		1,212.74		1,488.45			
1-2-74.....	242.36				242.36			
1-8-74.....	242.36		1,279.44		1,521.80			
1-2-75.....	207.17				207.17			
1-8-75.....	207.17		1,349.82		1,556.99			
1-2-76.....	170.05				170.05			
1-8-76.....	170.05		1,424.06		1,594.11			
1-2-77.....	130.88				130.88			
1-8-77.....	130.88		1,502.40		1,633.28			
1-2-78.....	89.56				89.56			
1-8-78.....	89.56		1,585.04		1,674.60			
1-2-79.....	45.98				45.98			
1-8-79.....	45.98		1,672.21		1,718.19			
	<u>8,754.48</u>		<u>17,707.93</u>		<u>26,462.41</u>			

*Schedule "D" to Agreement between
City of Ottawa and Township of Nepean*

RE: DRAINAGE AREAS

WORKS COMPLETED FOR WHICH DEBENTURES NOT ISSUED

Report No.	Description	Area	Total Cost	Township of Nepean Share %	Payment Due
			\$ c.		\$ c.
92/62	A 12", 18", 24", 27", 42", 48" and 54" Storm Sewer on:				
	Dynes Road from Fisher Ave. to c/1 Lot 156				
	Fisher Ave. from Dynes Rd. to Base- line Rd.				
	Prescott Hwy. from Dynes Rd. to c/1 Lot 14	A	30,212.32	79	23,867.73
		B	67,802.91	61.5	41,698.79
		N/A	29,053.09	.....	.....
			127,068.32		65,566.52 15-12-64
General Works	A 42" Storm Sewer in Easement from Baseline Rd. to E/L Block E	K	41,242.91	98.1	40,459.29 15-12-64
	TOTAL		168,311.23		106,025.81 15-12-64

[Plans attached]

THIS AGREEMENT made in duplicate this 00th day of , 196 .

BETWEEN:

THE CORPORATION OF THE CITY OF OTTAWA,
hereinafter called the "City",

OF THE FIRST PART,

— and —

THE CORPORATION OF THE VILLAGE OF ROCKCLIFFE
PARK,
hereinafter called the "Village",

OF THE SECOND PART.

WHEREAS the City has commenced construction and proposes to complete construction of the Ottawa River outfall sewer and interceptor system, the sewage treatment plant and associated collector sewers;

AND WHEREAS the design and construction of these facilities are such as will provide the Village with sanitary sewer services;

AND WHEREAS the Ontario Water Resources Commission, pursuant to the provisions of *The Ontario Water Resources Commission Act*, has approved of the said construction of the sanitary sewer services hereinbefore mentioned;

AND WHEREAS *The Ontario Water Resources Commission Act* authorizes the Village, in such circumstances, to enter into an agreement with the City providing for the use by the Village of the sanitary sewer services and the contribution by the Village towards the cost of construction and maintenance thereof;

AND WHEREAS by a memorandum of agreement dated the 15th day of October, 1962, the City and the Village adopted certain principles of agreement which set out the general principles upon which a subsequent formal agreement would be entered into;

NOW THEREFORE THIS AGREEMENT WITNESSETH that, in consideration of the mutual covenants herein contained, the parties hereto hereby agree as follows:

1. Subject to the provisions of this agreement, the City shall construct, finance and maintain the Ottawa River outfall sewer and interceptor system, the sewage treatment plant, and associated collector sewers.

2. The Village will, at its own expense, design, construct, install and maintain all collector and internal trunk sewers that may be required in the Village.

3. The Village will install said collector sewers and internal trunk sewers in accordance with the standards from time to time established by the Director of Planning and Works of the City (hereinafter referred to as "the Director"), and no new installations or extensions shall be made by the Village until the plans therefor have been approved by the Director.

4. Where a septic tank system is presently installed, it shall be deemed to be temporary only, and the Village will, so far as it legally may, require the abandonment of every such septic tank system as soon as the property served by it is served by a sewer service connected, either directly or indirectly, to the Ottawa River outfall sewer and interceptor system, the sewage treatment plant, and associated collector sewers.

5. The Village will co-operate with the City in providing plans showing the existing and proposed sewerage system of the Village, including any existing pumping station installations.

6.—(1) The Village will pay the City:

- (a) on or before the first day of June and the first day of September in each and every year its share of the annual charges relating to capital cost of the Ottawa River outfall sewer and interceptor system, the sewage treatment plant, and associated sewers, such share being calculated on the basis of an equalized assessment of the City and the Village as defined in paragraph 7; and
 - (b) an amount calculated as a percentage of the gross bi-monthly charge for water which percentage for the years 1963 and 1964 was 21%, and which for the years 1965 to 1969 inclusive is being recalculated in accordance with the Report, payment of which amount shall be made at the same time and subject to the same conditions as payment of the City's bill for the supply of City water;
 - (c) amounts equivalent to the amounts referred to in the previous clause, in respect of all property owners in the Village, who have not only sanitary sewer connections but also City water connections, or City of Eastview water connections, the charge for the water supply being billed direct by the City or by the City of Eastview, or who have sanitary sewer connections but do not have a connection to the municipal water mains, which amounts shall be billed and collected in the same manner as provided in the previous clause;
 - (d) on or before the first day of June and the first day of September in each and every year, that portion of the annual maintenance and operating costs, including the provision for unforeseen contingencies, emergency repairs and possible replacement of the sewerage system, which are chargeable by the levying of a mill rate upon the assessed value of all property in the Village, as calculated by the City, on the basis of the "Report to the City of Ottawa on a proposed rate structure for sewage works" by James F. MacLaren Associates dated the 14th day of October, 1961, a copy of which Report is on file with the City Clerk and the Village Clerk, and which Report is declared to form part of this agreement as though it were hereto attached, as will also any further amendments thereto as may be necessary from time to time to adjust the basis of the relative charges as provided for in the Report; and which Report has, with regard to its financial implications for the Village, and other municipalities, been amended by the City's Treasury Department and which amendments are also filed with the City Clerk and the Village Clerk and are hereby declared to amend the Report and also form part of this agreement as though they were hereto attached, and which Report together with the said amendments by the City's Treasury Department are hereinbefore and hereinafter referred to as "the Report".
- (2) The new rate for the years 1965 to 1969 inclusive, mentioned in clause (b) of subparagraph (1) hereof, shall not become effective before the next ensuing bi-monthly bill, after revision of the rate by the City.
- (3) For the year 1970 and every five years thereafter, a revised rate will be calculated in accordance with the principles of the Report.
- (4) The City will make available to the Village and its officials all information, records, documents and calculations to enable them to check and clarify any calculations made by the City for the payments mentioned in subparagraph (1) hereof.
- (5) The Village and the City will have their respective engineers prepare calculations for the creation of a formula which will be applied by the Village in calculating the amount to be paid by property owners who have sanitary sewer connections but do not have a connection to municipal water mains, or who have a sanitary sewer connection and a City water connection or City of Eastview water connections.

(6) The provision for contingencies, emergency repairs and possible replacement referred to in subparagraph (1) hereof shall be limited at the outset to a rate not exceeding one-half of one per cent of the capital cost of the Ottawa River outfall sewer and interceptor system, the sewage treatment plant and associated collector sewers installed and owned by the City, provided, however, that the said percentage rate shall be subject to re-examination as to adequacy and need within a five-year cycle.

(7) The reserve fund mentioned in the previous subparagraph shall only be used in relation to the assets on which it has been based, and shall not be applied to any other use without the consent of the parties hereto.

7.—(1) For the purpose of this agreement, the assessed value of land and improvements thereto in the Village, including business assessment, shall, upon the execution of this agreement and every fifth year thereafter, be equalized to the assessed value of the land and improvements thereto and business assessment in the City of Ottawa by the Assessment Commissioners of the City and the Village. In the event of dispute, the provisions of *The Public Schools Act* for the equalization of assessment in union school sections shall apply.

(2) The assessed value mentioned in the preceding subparagraph shall be the taxable assessed value on which the general mill rate is levied in each year.

(3) The Assessment Commissioner of the City shall have, at all times, full and free access to the assessment roll of the Village in connection with the operation of this agreement, and the Village shall not later than the end of December in each year supply the Assessment Commissioner of the City with a certified copy of the Village's assessment roll for that year, including indications thereon by the Village Assessor showing all properties serviced by sewers including vacant land, in, to or past which a main pipe carrying sewage to the Ottawa River outfall sewer and interceptor system, the sewage treatment plant and associated collector sewers runs or is located.

8.—(1) The Village will, upon the request of the City, enact and enforce restrictive by-laws governing the use of the sewerage system in the Village and, without prejudice to the foregoing generality, it will give legislative effect to the provisions set out in the Schedule hereto annexed and marked "A".

(2) The City will, with the approval of the Village engineer, have at all times free access to the sewage system and appurtenances thereto located on streets in the Village, and on lands owned by the Village or subject to easements in favour of the Village as fully as if the sewage system was installed on City streets or in land owned by the City.

9. The City does not undertake that the Ottawa River outfall sewer and interceptor system, the sewage treatment plant and associated collector sewers, into which the Village is authorized to discharge sewage and water under the provisions of this agreement or any prior one, will, at any time or all times, act as an efficient and sufficient outlet for such sewage and water, and the Village shall indemnify and keep indemnified and save harmless the City and each of its officers, workmen, contractors and agents against and from all loss, damage, damages, costs, expenses, claims, demands, actions, suits and other proceedings of every nature and kind occasioned to or brought or made against the Village or the City or any other person or persons, corporation or corporations which might arise from or in consequence of the backing-up of water or sewage from the Ottawa River outfall sewer and interceptor system, the sewage treatment plant and associated collector sewers or any defect or condition of non-repair in them or the digging up, disconnecting, repairing or renewing thereof or any other cause, whether or not there may be negligence on the part of the Village or the City or any other person or persons, corporation or corporations.

10. If any flammable liquid at any time escapes from any tank or place in the Village, and finds access, by means of any collector sewer or internal sewer mains, into the Ottawa River interceptor and outfall sewer, the sewage treatment plant and associated collector sewers and causes damage to such sewers or treatment plant by explosion or otherwise, or should the City be put to expense by reason of the escape of flammable liquid, in inspecting or protecting the Ottawa River interceptor and outfall sewer, the sewage treatment plant and the associated collector sewers or in freeing them from such flammable liquids or any gas generated thereby, the Village shall, in any and all such events, pay the City the amount of the damage, loss or expense, the amount of which shall be determined by the Director whose finding in writing as to the amount thereof shall, upon notice to the Village, be final and binding upon it.

11. In the event of a dispute arising between the Village and the City as to any of the provisions of this agreement, the dispute shall be submitted to the Ontario Municipal Board by either party to hear and determine the dispute, and the decision of the Ontario Municipal Board shall be final and binding upon the City and the Village.

12. This agreement, subject to the approval of the Ontario Municipal Board, shall be deemed to have come into effect on the 1st day of January, 1965.

13.—(1) Notwithstanding paragraph 12, the amounts charged the Village for its share of the capital cost of the sewerage works referred to herein for the years 1963 and 1964 shall be deemed to be in full satisfaction of all such charges.

(2) The Village will also pay the City,

- (a) an amount for the years 1963 and 1964 in respect of the capital charges, on behalf of property owners in the Village who have a sanitary sewer connection and also a City water connection, which amount shall be calculated by the respective engineers of the City and the Village;
- (b) an amount for the years 1963 and 1964 in respect of the capital charges on behalf of property owners in the Village who have a sanitary sewer connection but who do not have any municipal water connection, which amount shall be calculated by the respective engineers of the City and the Village.

(3) Any amounts unpaid under subparagraphs (1) and (2) hereof, within 15 days from the date of billing, shall have added thereto interest at the rate of six per cent (6%) per annum commencing on the 16th day from the date of billing and continuing thereafter until such time as payment of the amounts and all interest charges thereon has been made.

14. If the Village fails to make payment in accordance with any of the provisions of this agreement, interest will be charged on the amount outstanding at the rate of six per cent (6%) per annum commencing on the first day of default and continuing thereafter until such time as payment of the amount and all interest charges thereon is made

15. This agreement shall continue in effect until terminated by mutual agreement of the parties or, if the parties do not agree as to termination, then either party shall have the right to have its intention to terminate determined by the Ontario Municipal Board as provided in paragraph 11 hereof.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their corporate seals under the hands of their proper signing officers in that behalf.

SIGNED, SEALED AND DELIVERED

THE CORPORATION OF THE CITY OF
OTTAWA:

.....
Mayor.

.....
Clerk.

THE CORPORATION OF THE VILLAGE
OF ROCKCLIFFE PARK:

.....
Reeve.

.....
Clerk.

This is Schedule "A" referred to in the foregoing Agreement

1. The owner of every house, building, or property used for human occupancy, employment, recreation, or other purposes within the City of Ottawa and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located, a public sanitary or combined sewer of the Corporation, shall at his own expense install suitable water closet facilities therein, and shall connect such facilities directly with the public sewer in accordance with the provisions of this by-law, within ninety (90) days after the date of notice to do so from the Director provided that the said public sewer is within 100 feet of the property line, and such connection is not otherwise prohibited by the provisions of this by-law.

2. The building sewer shall be constructed of,

- (a) cast iron soil pipe;
- (b) vitrified clay sewer pipe;
- (c) asbestos cement sewer pipe;
- (d) concrete pipe; or
- (e) bituminized fibre pipe equal in quality to that specified under the regulations respecting plumbing issued under *The Ontario Water Resources Commission Act*, R.S.O. 1960, Chapter 281, and amendments thereto.

3.—(1) All jointing of the pipes mentioned in the preceding section shall conform to the specifications in said regulations.

(2) The diameter of a building sewer shall not be less than five inches (5").

(3) The slope of a building sewer to a sanitary sewer or storm sewer shall not be less than $\frac{1}{8}$ " per foot.

(4) All jointing of sanitary sewers and building sewers connecting thereto shall be by an approved rubber gasket or other material satisfactory to the Director.

4. Where under drainage systems around buildings or foundation drainage tile are required and the water from this source is to be conducted to a public sewer, the drainage shall flow to the outside ground surface or to the storm sewer connection through watertight connections provided with an adequate check valve as detailed in the schedule hereto annexed and marked "B".

5.—(1) The excavation for the trench for the construction of storm and sanitary sewer connections from the street line to the building wall shall not be made until the basement floor has been placed and the complete building excavation is properly back-filled.

(2) Notwithstanding the provisions of the preceding subsection, the trench may be excavated and the pipes laid prior to the basement floor being placed and the complete building excavation being properly back-filled, provided that the openings of the connection of the sanitary sewer and storm sewer are effectively sealed by means of a watertight plug.

(3) No watertight plug shall be removed without the prior approval in writing of the Director, and such approval shall specify the period of time that the sewer may remain unplugged, but no person shall leave, permit or allow the sewer to remain unplugged after the close of work for the day on which it was unplugged.

6. The owner of any single family dwelling house, double, duplex, triplex, or apartment house shall have the roof water leaders discharge their contents to the ground through short extensions or into the storm sewer.

7. The discharge connections from paved areas or roof areas shall be limited to a capacity of $\frac{1}{4}$ cubic foot per second per acre.

8. No person shall discharge or cause to be discharged any storm water, surface water, ground water, roof run-off, subsurface drainage, cooling water or unpolluted industrial process waters into any sanitary sewer.

9. The storm water, surface water, ground water, roof run-off, subsurface drainage, cooling water or unpolluted industrial process waters shall be discharged into storm sewers or combined sewers or to a natural outlet, provided, however, that the storm sewers, combined sewers or natural outlet are sufficient to take the discharge.

10. Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following into any public sewer:

1. Any liquid or vapour having a temperature higher than 140°F.
2. Any water or waste which contains more than 100 parts per million, by weight, of fat, oil, or grease.
3. Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid or gas.
4. Any garbage.
5. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure, or any other solid or viscous substance capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewage works.
6. Any waters or wastes having a ph lower than 5.5 or higher than 9.0, or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
7. Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process constitute a hazard to humans or animals, or create any hazard in the receiving waters of the sewage treatment plant.
8. Any waters or wastes containing suspended solids of such character and quantity that unusual attention or expense is required to handle such materials at the sewage treatment plant.
9. Any noxious or malodorous gas or substance capable of creating a public nuisance.

11.—(1) Grease, oil and sand interceptors shall be provided, in accordance with the specifications contained in the schedule hereto annexed and marked "C", for the proper handling of liquid wastes containing grease, flammable wastes, sand and other harmful ingredients.

(2) The preceding subsection shall not apply to private living quarters or dwelling units.

(3) The capacity of the interceptor shall be of sufficient size to handle the said grease, flammable wastes, sand or other harmful ingredients.

(4) All interceptors shall,

- (a) be located so as to be readily and easily accessible for cleaning and inspection;
- (b) be constructed of impervious materials capable of withstanding abrupt or extreme changes in temperature;

- (c) be of substantial construction, watertight, and equipped with easily removable covers which, when bolted in place, shall be gastight and watertight;
- (d) be maintained by the owner, at his expense, in continuously efficient operation at all times.

12. No person shall discharge into the public sewers any waters or wastes,

- (a) having a 5-day biochemical oxygen demand greater than 280 parts per million by weight;
- (b) containing more than 360 parts per million by weight of suspended solids; or
- (c) containing any quantity of substances having the characteristics described in section 29.

13.—(1) Where sewage exceeds the above minimum limits, the owner shall provide, at his own expense, such preliminary treatment as may be necessary to,

- (a) reduce the biochemical oxygen demand to 280 parts per million and the suspended solids to 360 parts per million by weight; or
- (b) reduce objectionable characteristics or constituents to within the maximum limits provided for in section 29 prior to discharge into the public sewers.

(2) If the treatment described in subsection 1 is not feasible, the owner shall provide private waste disposal facilities to treat satisfactorily the polluted waters prior to discharge to a natural outlet.

(3) All such installations must meet the requirements of the Corporation and the Sanitary Engineering Division of the Ontario Water Resources Commission.

(4) Plans, specifications and other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Corporation to the Director and the Sanitary Engineering Division of the Ontario Water Resources Commission of the Province of Ontario.

(5) No construction of such facilities shall be commenced until the said approvals are obtained in writing.

(6) Where preliminary treatment facilities are provided for any water or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

14.—(1) The owner of any property served by a building sewer carrying industrial wastes shall install a suitable control manhole in the building sewer to facilitate observation, sampling and measurement of the wastes.

(2) The manhole shall be accessibly and safely located and shall be constructed in accordance with plans approved by the Director.

(3) The manhole shall be installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

[Plans attached]

An Act respecting the City of Ottawa

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. LAWRENCE (Russell)

(*Private Bill*)

BILL Pr36

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the City of Ottawa

MR. LAWRENCE (Russell)

(Reprinted as amended by the Committee on Private Bills)
(Corrected Edition)

BILL Pr36

1965

An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 1 of section 3 of *The City of Ottawa Act*, 1960, c. 161, s. 3, subs. 1, 1960 is repealed and the following substituted therefor: re-enacted

- (1) Notwithstanding *The Municipal Act*, the council of the Corporation may, on a petition of or with the consent of a majority of the owners representing at least one-half of the value of the lots to be assessed and subject to the approval of the Ontario Municipal Board and the Minister of Transport, pass by-laws for establishing all or any part of any highway under the jurisdiction of the City of Ottawa solely or principally as a pedestrian promenade and for prohibiting the use thereof by vehicles or any class thereof, and for permitting the obstruction of the promenade in such manner and to such extent as the council may deem desirable. ^{Pedestrian promenades R.S.O. 1960, c. 249}

(2) The said section 3 is amended by adding thereto the following subsections: ^{1960, c. 161, s. 3, amended}

- (4) Subject to the approval of the Ontario Municipal Board, the cost of establishing, operating and maintaining a pedestrian promenade in the City of Ottawa shall be apportioned between the Corporation and the owners of property abutting on a pedestrian promenade as the council of the Corporation may prescribe, provided that the owners' portion of the cost shall be specially assessed upon ^{Apportionment of cost}

R.S.O. 1960,
c. 223

the lots abutting directly on a pedestrian promenade, and in this respect the provisions of *The Local Improvement Act* apply *mutatis mutandis*.

Authority

- (5) The council of the Corporation may pass by-laws for establishing an authority to be known as "The Pedestrian Promenade Authority of the City of Ottawa", herein called the Authority, and may entrust to the Authority the construction, maintenance, control, operation and management of pedestrian promenades within the municipality.

Authority
body
corporate,
membership

- (6) The Authority is a body corporate and shall consist of five members, each of whom shall be a person qualified to be elected a member of the council of the Corporation and shall be appointed by the council on the affirmative vote of at least two-thirds of the members of the council present and voting, and the members so appointed shall hold office for three years and until their successors are appointed.

Vacancies

- (7) Where a vacancy in the Authority occurs from any cause, the council shall appoint immediately a person qualified as set out in this section to be a member, who shall hold office for the remainder of the term for which his predecessor was appointed.

Re-appoint-
ment

- (8) Any member is eligible for re-appointment on the expiration of his term of office.

Remunera-
tion

- (9) The members of the Authority may be paid such salary or other remuneration as may be fixed by by-law of the council with the approval of the Department of Municipal Affairs.

Powers

- (10) Upon the passing of the by-law establishing the Authority, all the powers, rights, duties, obligations, authorities and privileges conferred on and duties imposed on the Corporation by any general or special Act with respect to the construction, maintenance, operation and management of pedestrian promenades shall be exercised by the Authority, but subject to such limitations as the by-law may provide.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The City of Ottawa Act, 1965*.

An Act respecting the City of Ottawa

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. LAWRENCE (Russell)

*(Reprinted as amended by the
Committee on Private Bills)
(Corrected Edition)*

BILL Pr36

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the City of Ottawa

MR. LAWRENCE (Russell)

BILL Pr36

1965

An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, Preamble
 herein called the Corporation, by its petition has
 prayed for special legislation in respect of the matters herein-
 after set forth; and whereas it is expedient to grant the prayer
 of the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1.—(1) Subsection 1 of section 3 of *The City of Ottawa Act*, 1960, c. 161,
 s. 3, subs. 1,
 re-enacted
 1960 is repealed and the following substituted therefor:

(1) Notwithstanding *The Municipal Act*, the council Pedestrian
 promenades
 R.S.O. 1960,
 c. 249
 of the Corporation may, on a petition of or with the
 consent of a majority of the owners representing
 at least one-half of the value of the lots to be assessed
 and subject to the approval of the Ontario Municipal
 Board and the Minister of Transport, pass by-laws
 for establishing all or any part of any highway under
 the jurisdiction of the City of Ottawa solely or
 principally as a pedestrian promenade and for
 prohibiting the use thereof by vehicles or any class
 thereof, and for permitting the obstruction of the
 promenade in such manner and to such extent as
 the council may deem desirable.

(2) The said section 3 is amended by adding thereto the 1960,
 c. 161, s. 3,
 amended
 following subsections:

(4) Subject to the approval of the Ontario Municipal Apportion-
 ment of cost
 Board, the cost of establishing, operating and main-
 taining a pedestrian promenade in the City of
 Ottawa shall be apportioned between the Corpora-
 tion and the owners of property abutting on a
 pedestrian promenade as the council of the Cor-
 poration may prescribe, provided that the owners'
 portion of the cost shall be specially assessed upon

R.S.O. 1960,
c. 223

the lots abutting directly on a pedestrian promenade, and in this respect the provisions of *The Local Improvement Act* apply *mutatis mutandis*.

Authority

- (5) The council of the Corporation may pass by-laws for establishing an authority to be known as "The Pedestrian Promenade Authority of the City of Ottawa", herein called the Authority, and may entrust to the Authority the construction, maintenance, control, operation and management of pedestrian promenades within the municipality.

Authority
body
corporate,
membership

- (6) The Authority is a body corporate and shall consist of five members, each of whom shall be a person qualified to be elected a member of the council of the Corporation and shall be appointed by the council on the affirmative vote of at least two-thirds of the members of the council present and voting, and the members so appointed shall hold office for three years and until their successors are appointed.

Vacancies

- (7) Where a vacancy in the Authority occurs from any cause, the council shall appoint immediately a person qualified as set out in this section to be a member, who shall hold office for the remainder of the term for which his predecessor was appointed.

Re-appoint-
ment

- (8) Any member is eligible for re-appointment on the expiration of his term of office.

Remunera-
tion

- (9) The members of the Authority may be paid such salary or other remuneration as may be fixed by by-law of the council with the approval of the Department of Municipal Affairs.

Powers

- (10) Upon the passing of the by-law establishing the Authority, all the powers, rights, duties, obligations, authorities and privileges conferred on and duties imposed on the Corporation by any general or special Act with respect to the construction, maintenance, operation and management of pedestrian promenades shall be exercised by the Authority, but subject to such limitations as the by-law may provide.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The City of Ottawa Act, 1965*.

An Act respecting the City of Ottawa

1st Reading

January 27th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. LAWRENCE (Russell)

BILL Pr37

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the Canadian National Exhibition Association

MR. COWLING

(PRIVATE BILL)

BILL Pr37

1965

An Act respecting the Canadian National Exhibition Association

WHEREAS the Canadian National Exhibition Association by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Clause *a* of subsection 2 of section 5 of *The Canadian National Exhibition Association Act, 1948*, as amended by section 1 of *The Canadian National Exhibition Association Act, 1956*, is further amended by striking out “the said city, all other” in the third line and inserting in lieu thereof “The Municipality of Metropolitan Toronto, all” and by striking out “in the Greater Toronto area” in the sixth line, so that the clause shall read as follows: 1948, c. 105,
s. 5, subs. 2,
ol. *a*,
amended

- (a) the Mayor of the City of Toronto, all other members *ex officio*
members of the council of the said City, the Chief Constable of The Municipality of Metropolitan Toronto, all permanent heads of civic departments appointed by the said council, the Chairman of the Council of The Municipality of Metropolitan Toronto, and the respective heads of the councils of the following municipalities:

the Town of Mimico,
the Town of New Toronto,
the Town of Weston,
the Town of Leaside,
the Village of Swansea,
the Village of Long Branch,
the Village of Forest Hill,
the Township of Etobicoke,

the Township of York,
the Township of North York,
the Township of East York, and
the Township of Scarborough,

all of whom shall be *ex officio* members of the Association.

1948, c. 105,
s. 5, subs. 2,
cl. b,
amended

(2) Clause *b* of subsection 2 of the said section 5 is amended by striking out "The Toronto Transportation Commission" in the fourth line and inserting in lieu thereof

"The Parking Authority of Toronto,
The City of Toronto Planning Board,
The Toronto Transit Commission",

so that the clause shall read as follows:

appointed
members

(b) two representatives from The Board of Education for the City of Toronto and one representative of each of the following bodies:

The Parking Authority of Toronto,
The City of Toronto Planning Board,
The Toronto Transit Commission,
Toronto Electric Commissioners, and
The Toronto Harbour Commissioners,

such representatives to be named and appointed annually in the month of January, by the said several bodies; and

1948, c. 105,
s. 5, subs. 3,
cl. b,
re-enacted

(3) Clause *b* of subsection 3 of the said section 5, as amended by subsection 3 of section 1 of *The Canadian National Exhibition Association Amendment Act, 1949*, is repealed and the following substituted therefor:

appointed
members

(b) fifteen representatives from the Canadian Manufacturers' Association, at least three of whom shall be non-residents of Toronto, whose principal businesses are located outside Toronto; five representatives from the Board of Trade of Metropolitan Toronto; four representatives from the Toronto and District Labour Council, and one representative from each of the following:

Academy of Medicine, Toronto,
Art Gallery of Toronto,
Association of Professional Engineers of Ontario,

Canadian Association of Broadcasters,
 Canadian Chamber of Commerce,
 Canadian Construction Association,
 Canadian Daily Newspaper Publishers' Association,
 Canadian Electrical Manufacturers' Association,
 Canadian Gas Association,
 Canadian Weekly Newspapers' Association,
 Commercial Travellers' Association of Canada,
 Consumers' Association of Canada,
 Electronic Industries Association of Canada,
 Imperial Order Daughters of the Empire—National Chapter,
 Metropolitan Toronto Convention & Visitor Association,
 Metropolitan Toronto Industrial Commission,
 Oil Heating Association of Canada,
 Ontario Association of Architects,
 Ontario Society of Artists,
 Royal Canadian Academy of Arts,
 Royal Conservatory of Music of Toronto,
 The Canadian Society of Graphic Arts,
 The Council of the County of York,
 The Hydro-Electric Power Commission of Ontario,
 The National Council of Women of Canada,
 The Retail Merchants Association of Canada,
 The York Pioneer and Historical Society,
 Toronto Camera Club,
 Toronto Construction Association,

such representatives to be named and appointed by the said several bodies at their annual meetings for the election of officers, and, in the case of The Hydro-Electric Power Commission of Ontario, to be appointed annually; and

(4) Subsection 4 of the said section 5 is repealed and the following substituted therefor: 1948, c. 105,
s. 5, subs. 4,
re-enacted

(4) The Agriculture Section shall consist of,

Agriculture
Section

(a) the Director of the Central Experimental Farm, the Director of Canadian National Livestock Records, the Director of Production and Marketing and the Veterinary Inspector General, of the Canada Department of Agriculture; the Minister of Agriculture of the Province of Ontario and the Deputy Minister

ex officio
members

of Agriculture, the Assistant Deputy Minister (Administration), the Assistant Deputy Minister (Services), the Live Stock Commissioner, the Commissioner of Marketing, the Director of Extension, the Director of the Soils and Crops Branch, the Director of the Agricultural and Horticultural Societies Branch, the Director of the Home Economics Division, the Director of the Veterinary Services Branch and the Dairy Commissioner, of the Ontario Department of Agriculture; and the Dean of Agriculture and the Dean of Veterinary Science, of the University of Guelph; all of whom shall be *ex officio* members of the Association;

appointed
members

(b) one representative from each of the following:

Ayrshire Breeders' Association of Canada,
 Canadian Aberdeen-Angus Association,
 Canadian Avicultural Society,
 Canadian Belgian Horse Association,
 Canadian Council on 4-H Clubs,
 Canadian Hereford Association,
 Canadian Hackney Horse Society,
 Canadian Hunter and Light Horse Improvement Society,
 Canadian National Cat Club,
 Canadian Percheron Association,
 Canadian Pigeon Fanciers Association,
 Canadian Pony Society,
 Canadian Sheep Breeders' Association,
 Canadian Standard Bred Horse Society,
 Canadian Swine Breeders' Association,
 Canadian Thoroughbred Horse Society,
 Clydesdale Horse Association of Canada,
 Dairymen's Association of Western Ontario,
 Dominion Rabbit and Cavy Breeders Association,
 Eglington Hunt Club,
 Gardeners' and Florists' Association of Ontario,
 Greater Toronto Poultry and Pet Stock Association,
 Junior Farmers' Association of Ontario,
 Ontario Association of Agricultural Societies,
 Ontario Beekeepers' Association,
 Ontario Cattle Breeders' Association,

Ontario Fruit and Vegetable Growers' Association,
 Ontario Horticultural Association,
 Ontario Poultry Association,
 Ontario Sheep Breeders' Association,
 Ontario Swine Breeders' Association,
 Ontario Veterinary Association,
 The Canadian Guernsey Breeders' Association,
 The Canadian Jersey Cattle Club,
 The Canadian Kennel Club,
 The Canadian Shorthorn Association,
 The Holstein-Friesian Association of Canada,
 The Jockey Club Limited,
 The Royal Agricultural Winter Fair Association,
 Toronto Horticultural Society,
 Toronto and North York Hunt,

such representatives to be named and appointed by such bodies at their annual meetings for the election of officers; and

- (c) the life members of the Association assigned ^{life} members to the Agriculture Section.

2. This Act comes into force on the 1st day of January, ^{Commence-} 1966. _{ment}

3. This Act may be cited as *The Canadian National Exhibition Association Amendment Act, 1965*. ^{Short title}

An Act respecting the
Canadian National Exhibition Association

1st Reading

2nd Reading

3rd Reading

MR. COWLING

(*Private Bill*)

BILL Pr37

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Canadian National Exhibition Association

MR. COWLING

BILL Pr37

1965

An Act respecting the Canadian National Exhibition Association

WHEREAS the Canadian National Exhibition Association by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Clause *a* of subsection 2 of section 5 of *The Canadian National Exhibition Association Act, 1948*, as amended by section 1 of *The Canadian National Exhibition Association Act, 1956*, is further amended by striking out “the said city, all other” in the third line and inserting in lieu thereof “The Municipality of Metropolitan Toronto, all” and by striking out “in the Greater Toronto area” in the sixth line, so that the clause shall read as follows: 1948, c. 105,
s. 5, subs. 2,
cl. *a*,
amended

- (a) the Mayor of the City of Toronto, all other members of the council of the said City, the Chief Constable of The Municipality of Metropolitan Toronto, all permanent heads of civic departments appointed by the said council, the Chairman of the Council of The Municipality of Metropolitan Toronto, and the respective heads of the councils of the following municipalities: *ex officio*
members

the Town of Mimico,
the Town of New Toronto,
the Town of Weston,
the Town of Leaside,
the Village of Swansea,
the Village of Long Branch,
the Village of Forest Hill,
the Township of Etobicoke,

the Township of York,
the Township of North York,
the Township of East York, and
the Township of Scarborough,

all of whom shall be *ex officio* members of the Association.

1948, c. 105,
s. 5, subs. 2,
cl. b,
amended

(2) Clause *b* of subsection 2 of the said section 5 is amended by striking out "The Toronto Transportation Commission" in the fourth line and inserting in lieu thereof

"The Parking Authority of Toronto,
The City of Toronto Planning Board,
The Toronto Transit Commission",

so that the clause shall read as follows:

appointed
members

(b) two representatives from The Board of Education for the City of Toronto and one representative of each of the following bodies:

The Parking Authority of Toronto,
The City of Toronto Planning Board,
The Toronto Transit Commission,
Toronto Electric Commissioners, and
The Toronto Harbour Commissioners,

such representatives to be named and appointed annually in the month of January, by the said several bodies; and

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1948, c. 105,
s. 5, subs. 3,
cl. b,
re-enacted

(3) Clause *b* of subsection 3 of the said section 5, as amended by subsection 3 of section 1 of *The Canadian National Exhibition Association Amendment Act, 1949*, is repealed and the following substituted therefor:

appointed
members

(b) fifteen representatives from the Canadian Manufacturers' Association, at least three of whom shall be non-residents of Toronto, whose principal businesses are located outside Toronto; five representatives from the Board of Trade of Metropolitan Toronto; four representatives from the Toronto and District Labour Council, and one representative from each of the following:

Academy of Medicine, Toronto,
Art Gallery of Toronto,
Association of Professional Engineers of Ontario,

Canadian Association of Broadcasters,
 Canadian Chamber of Commerce,
 Canadian Construction Association,
 Canadian Daily Newspaper Publishers' Association,
 Canadian Electrical Manufacturers' Association,
 Canadian Gas Association,
 Canadian Weekly Newspapers' Association,
 Commercial Travellers' Association of Canada,
 Consumers' Association of Canada,
 Electronic Industries Association of Canada,
 Imperial Order Daughters of the Empire—National Chapter,
 Metropolitan Toronto Convention & Visitor Association,
 Metropolitan Toronto Industrial Commission,
 Oil Heating Association of Canada,
 Ontario Association of Architects,
 Ontario Society of Artists,
 Royal Canadian Academy of Arts,
 Royal Conservatory of Music of Toronto,
 The Canadian Society of Graphic Arts,
 The Council of The Corporation of the County of York,
 The Hydro-Electric Power Commission of Ontario,
 The National Council of Women of Canada,
 The Retail Merchants Association of Canada,
 The York Pioneer and Historical Society,
 Toronto Camera Club,
 Toronto Construction Association,

such representatives to be named and appointed by such bodies at their annual meetings for the election of officers, and, in the case of The Hydro-Electric Power Commission of Ontario, to be appointed annually; and

(4) Subsection 4 of the said section 5 is repealed and the following substituted therefor: 1948, c. 105,
s. 5, subs. 4,
re-enacted

(4) The Agriculture Section shall consist of, Agriculture
Section

(a) the Director of the Central Experimental Farm, the Director of Canadian National Livestock Records, the Director of Production and Marketing and the Veterinary Inspector General, of the Canada Department of Agriculture; the Minister of Agriculture of the Province of Ontario and the Deputy Minister *ex officio*
members

of Agriculture, the Assistant Deputy Minister (Administration), the Assistant Deputy Minister (Services), the Live Stock Commissioner, the Commissioner of Marketing, the Director of Extension, the Director of the Soils and Crops Branch, the Director of the Agricultural and Horticultural Societies Branch, the Director of the Home Economics Division, the Director of the Veterinary Services Branch and the Dairy Commissioner, of the Ontario Department of Agriculture; and the Dean of Agriculture and the Dean of Veterinary Science, of the University of Guelph; all of whom shall be *ex officio* members of the Association;

appointed
members

(b) one representative from each of the following:

Ayrshire Breeders' Association of Canada,
 Canadian Aberdeen-Angus Association,
 Canadian Avicultural Society,
 Canadian Belgian Horse Association,
 Canadian Council on 4-H Clubs,
 Canadian Hereford Association,
 Canadian Hackney Horse Society,
 Canadian Hunter and Light Horse Improvement Society,
 Canadian National Cat Club,
 Canadian Percheron Association,
 Canadian Pigeon Fanciers Association,
 Canadian Pony Society,
 Canadian Sheep Breeders' Association,
 Canadian Standard Bred Horse Society,
 Canadian Swine Breeders' Association,
 Canadian Thoroughbred Horse Society,
 Clydesdale Horse Association of Canada,
 Dairymen's Association of Western Ontario,
 Dominion Rabbit and Cavy Breeders Association,
 Eglington Hunt Club,
 Gardeners' and Florists' Association of Ontario,
 Greater Toronto Poultry and Pet Stock Association,
 Junior Farmers' Association of Ontario,
 Ontario Association of Agricultural Societies,
 Ontario Beekeepers' Association,
 Ontario Cattle Breeders' Association,

Ontario Fruit and Vegetable Growers' Association,
 Ontario Horticultural Association,
 Ontario Poultry Association,
 Ontario Sheep Breeders' Association,
 Ontario Swine Breeders' Association,
 Ontario Veterinary Association,
 The Canadian Guernsey Breeders' Association,
 The Canadian Jersey Cattle Club,
 The Canadian Kennel Club,
 The Canadian Shorthorn Association,
 The Holstein-Friesian Association of Canada,
 The Jockey Club Limited,
 The Royal Agricultural Winter Fair Association,
 Toronto Horticultural Society,
 Toronto and North York Hunt,

such representatives to be named and appointed by such bodies at their annual meetings for the election of officers; and

- (c) the life members of the Association assigned ^{life members} to the Agriculture Section.

2. This Act comes into force on the 1st day of January, ^{Commence-}1966. _{ment}

3. This Act may be cited as *The Canadian National Exhibition Association Amendment Act, 1965*. ^{Short title}

An Act respecting the
Canadian National Exhibition Association

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. COWLING

BILL Pr38

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act to incorporate The East York Foundation

MR. BECKETT

(PRIVATE BILL)

BILL Pr38

1965

An Act to incorporate The East York Foundation

WHEREAS the persons named in section 1, being the ^{Preamble} present reeve and councillors of The Corporation of the Township of East York, by their petition have represented that it is desirable and in the public interest to create a perpetual body to receive, maintain, manage, control and use donations for charitable purposes within Ontario; and whereas the petitioners have prayed that special legislation be passed for such purposes; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. True Davidson, Willis L. Blair, James A. McConaghy, ^{Foundation} Royden Brigham, C. Howard Chandler, Norman Maughan ^{constituted} and Norman Cheeseman, all of the Township of East York, and their successors as members of the Board of Directors of the Foundation, are hereby constituted a body corporate and politic without share capital under the name of The East York Foundation, herein called the Foundation.

2. The objects of the Foundation are to receive, maintain, ^{Objects} manage, control and use donations for charitable purposes within Ontario.

3.—(1) The Foundation shall be composed of the members ^{Board of} for the time being of the Board of Directors of the Foundation, ^{Directors} herein called the Board.

(2) The first members of the Board shall be the persons ^{First} named in section 1, who shall serve for a period of three months ^{members} after the day this Act comes into force, but any such member shall be eligible for re-appointment.

- Composition** (3) Commencing three months after the day this Act comes into force, the Board shall be composed of seven members, all of whom shall be residents of the area now known as the Township of East York, appointed by the nominating committee.
- Term of office** (4) Three of such members shall serve for one year, two of such members shall serve for two years and two of such members shall serve for three years.
- Remuneration and term of office** (5) Members of the Board shall serve without remuneration and, subject to subsection 4, shall be appointed for a term of three years.
- Vacancy** (6) A vacancy occurring in the membership of the Board by reason of the expiration of a term of office shall be filled by the nominating committee.
- Idem** (7) A vacancy arising in the membership of the Board by reason of death, resignation or any other cause, other than the expiration of a term of office, shall be filled by the nominating committee, and a person so appointed shall hold office for the unexpired portion of the term of office of his predecessor.
- Nominating committee** **4.—**(1) The nominating committee shall consist of the persons holding the following offices from time to time:
1. The head of the municipal council of the Township of East York or its successor, or his nominee in writing from such council.
 2. The head of The Board of Education for the Township of East York or its successor, or his nominee in writing from such board of education.
 3. The principal of the educational institute now known as East York Collegiate.
- Meetings** (2) The nominating committee shall meet annually or oftener upon the call of the secretary of the Board, if any, or upon the call of the chairman of the nominating committee whenever it is necessary to fill a vacancy in the Board.
- Rules** (3) The nominating committee may make such rules governing its procedure, including the appointment of a chairman, as it deems advisable.
- Quorum** (4) A quorum of the nominating committee for any meeting thereof shall be not fewer than two of its members present in person, and a majority vote of all the members of the committee shall be required for the appointment of a member to the Board.

(5) If the nominating committee fails to appoint a person ^{Failure of committee to fill vacancy} to fill a vacancy in the membership of the Board within sixty days after the vacancy occurs, the remaining members of the Board may apply to a judge of the Supreme Court of Ontario to make the appointment, and the judge to whom the application is made may appoint any person to fill the vacancy or make such other order as he deems proper.

5.—(1) The Board may pass by-laws not contrary to this ^{By-laws of Board} Act to regulate and govern its procedure and actions and the conduct and administration of the affairs of the Foundation.

(2) Without limiting the generality of subsection 1, the ^{Idem} Board may pass by-laws,

- (a) regulating the calling of and procedure at meetings of the Board, and fixing the time and place of such meetings;
- (b) fixing the quorum of the Board; and
- (c) regulating the appointment, functions, powers, duties, remuneration and removal of officers, servants and agents of the Foundation.

(3) Any by-law of the Board may be repealed or amended ^{Repeal and amendment} by the Board in accordance with such rules or regulations as it may prescribe by by-law.

(4) By-laws of the Board shall require the approval, ^{Approval} either at a meeting or in writing, of the majority of the members of the Board.

6. The Foundation is hereby empowered, ^{Powers of Foundation}

- (a) to receive directly donations of, and hold, control and administer, real and personal property of every kind and description wherever situated, to the end that interested persons, associations or corporations may make such donations towards the educational, cultural and aesthetic enrichment of the area which in the year 1964 comprises the Township of East York, whether or not it remains as a corporate entity for municipal purposes, together with any area or areas added thereto that, together with the area which in the year 1964 comprises the Township of East York, may hereafter be constituted a corporate entity for municipal purposes;

- (b) to receive donations, or the benefit of donations indirectly, either by way of testamentary disposition or deed of trust or otherwise, and to use and expend or direct the using and expending of real or personal property of every kind and description, or the income therefrom as aforesaid;
- (c) except as hereinafter or by any particular deed of gift provided, to convert any property at any time and from time to time received and held by or on behalf of the Foundation into any other form, and for that purpose to sell or cause and authorize the property to be sold, assigned, transferred, leased, exchanged or otherwise disposed of;
- (d) to pass on and entrust to one or more trust companies the custody and management of all or any part of the property at any time and from time to time received or held by the Foundation in such manner and in such proportions as the Board deems proper, and to enter into agreements with such trust companies with respect thereto;
- (e) to direct any trust company to manage and administer as a single fund and in such manner as the Board deems advisable any one or more donations held by such trust company for the purposes of the Foundation under any testamentary documents or deed of trust or otherwise;
- (f) to lease any lands at any time held by the Foundation, except where such lease would contravene a public use agreed upon when such lands were accepted;
- (g) to pay and apply the net income in each year from all funds held directly or indirectly by it toward such charitable purposes within the said area as the Board deems advisable;
- (h) to pay, apply and distribute such portion as it deems advisable of the capital of the funds, held directly or indirectly by it, to and for such educational or charitable purposes within the said area as it deems advisable, provided that, unless otherwise specifically provided by the donor of any sum or fund, not more than a total of 10 per cent of the balance of the capital of the sum or fund shall be so distributed during any period of four consecutive years, and provided further that no distribution of capital shall be made without the unanimous consent of all

members, given in person at a meeting of the Board or, if not present at a meeting, in writing within the sixty days next after the meeting;

- (i) except as hereinafter provided, to control the management and investment of all its funds, provided that, where a trust company is specifically appointed as trustee of any fund by any testamentary document or deed of trust or otherwise, such trust company shall have the physical custody of such fund and, subject to the specific terms of any such document, shall invest and reinvest the funds within the general policy of investment laid down by the Board, and provided further that the custody of all securities and the accounting therefor may be entrusted by the Board to one or more trust companies, and thereupon any such trust company shall invest and reinvest the funds within the general policy of investment laid down by the Board;
- (j) to employ such person or persons, including trust companies, and to take such other action as it deems advisable for the more efficient carrying out of the purposes of the Foundation, and such employees may be paid such reasonable compensation out of, and the Board may charge the expenses of any such other action to, the income or capital, or both, of the funds of the Foundation as the Board deems advisable;
- (k) to set aside, or in its discretion to refrain from setting aside, any part of the income received by it from securities taken or purchased as part of the funds of the Foundation at a premium, as a sinking fund to retire or amortize such premium, and to determine in its uncontrolled discretion, in respect of all funds of the Foundation, what shall be treated as income and what shall be treated as capital as to each respective transaction therein, and to charge or apportion any losses or expenses to capital or income as it deems best;
- (l) to compromise, compound and adjust claims in favour of or against the property held or intended to be held by it upon such terms and conditions as it deems just, expedient and proper;
- (m) to erect or assist in the erection of special gardens, statues, decorative fountains, historical markers,

gateways, walks, historical or art museums or display space, or other features contributing to educational and aesthetic matters;

- (n) to acquire and display or arrange for the display of rare books, works of art and items of historical or educational interest;
- (o) to make arrangements for the use by interested or capable persons of musical instruments and dramatic or scientific equipment held by the Foundation;
- (p) to foster historical research in respect of the said area;
- (q) to encourage writers and authors to produce from time to time essays, books, pamphlets and articles dealing with the said area and its inhabitants;
- (r) to establish or aid in the establishment of exhibits of items of historical significance in respect of the said area;
- (s) subject to *The Charitable Gifts Act*, to retain any real or personal property in the form in which it may be when received by the Foundation as permanent investment or for such length of time as may be deemed best.

R.S.O. 1960,
o. 50

Donations

7.—(1) The Foundation may accept donations, either directly or indirectly, subject to the condition that the income or capital or both thereof shall be paid and applied to a specific charitable purpose, either for a specific or an indefinite period of time.

Condition

(2) Subsection 1 applies only if the donation is also subject to the condition that, after the expiration of a specific or indefinite period of time or at any time, there shall be a discretionary power vested in the Board to pay or apply the income or capital of the donation to some other charitable purpose or that, if the Board is satisfied that conditions are such as to render it impractical or inefficient to expend all or any part of such moneys for such specific purpose, upon the unanimous approval of the members of the Board given either at a meeting or in writing within sixty days next after the meeting and within the limits of the discretionary power, all or any part of such moneys may be paid and applied to such other charitable purposes as the Board deems advisable.

Idem

(3) If any such donation is made subject to the condition that the income or capital or both shall be paid and applied to a specific charitable organization for a specified period of

time and if such specific charitable organization ceases to exist within the specified period of time, then for the balance of the period the income or capital or both shall be applied to such other charitable purpose as is directed by a judge of the Supreme Court in accordance with the laws in force from time to time in Ontario.

8. Any form of words is sufficient to constitute a donation ^{Form of words} for the purposes of this Act so long as the donor indicates an intention to contribute at the time or at a future time to the Foundation.

9.—(1) Subject to subsection 2, all donations made directly ^{Treatment of donations} or indirectly to the Foundation may be treated for all purposes as a general fund.

(2) In the case of a donation of \$25,000 or more, the donor ^{Idem} may require that such donation be maintained as a separate fund, in which case in each year thereafter a separate accounting thereof shall be set out in the annual audited report.

(3) Unless otherwise directed by testamentary document ^{Acknowledgments} or deed of trust or otherwise, all donations shall be publicly acknowledged in the year following that in which they are made by being set out in the annual audited report.

(4) Unless otherwise directed by testamentary document ^{Idem} or deed of trust or otherwise, donations from any one person shall be publicly acknowledged in every year following their receipt by being set out in the annual audited report, provided that, if one person makes more than one donation, the total only of that person's donations, as they may be from time to time, need be shown.

10.—(1) The Foundation shall cause an audit to be made ^{Audit} by an independent auditor, at least once in every fiscal year, of the receipts and disbursements of the funds of the Foundation.

(2) The audit shall include all assets held by the Foundation ^{Idem} or any trust company on its behalf, or held by any trustee in trust for the Foundation, and, notwithstanding that any such funds may be held by a trustee pursuant to the provisions of a testamentary document or deed of trust, such trustee shall give an accounting thereof to the auditor of the Foundation in each year.

(3) The Foundation shall cause to be published, in the news- ^{Publication of statement} paper published in the City of Toronto reputed to have the largest circulation therein, a certified statement by the auditor, setting out the receipts and disbursements and capital assets of the Foundation or held in trust for the Foundation.

- Idem (4) The statement shall show separately the receipts and disbursements and capital assets of any fund that is held separately, but with respect to other assets may show them as a general fund.
- Idem (5) The statement shall set out in detail the purposes for which the income has been used and the expenses of the Foundation, all in accordance with good accounting practice.
- Trustees to give information (6) The Board and any trust company or other trustee holding funds in trust for the Foundation shall give full information and permit all necessary inspection to enable such audit to be made.
- Application of R.S.O. 1960, c. 52 (7) The Foundation shall be subject in all respects to *The Charities Accounting Act*.
- Limitation on powers **11.** Any power conferred on the Foundation by this Act shall not be exercised in respect of any donation in contravention of any express provision to the contrary in the document of trust governing such donation.
- Commencement **12.** This Act comes into force on the day it receives Royal Assent.
- Short title **13.** This Act may be cited as *The East York Foundation Act, 1965*.

An Act to incorporate
The East York Foundation

1st Reading

2nd Reading

3rd Reading

MR. BECKETT

(Private Bill)

BILL Pr38

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act to incorporate The East York Foundation

MR. BECKETT

BILL Pr38

1965

An Act to incorporate The East York Foundation

WHEREAS the persons named in section 1, being the ^{Preamble} present reeve and councillors of The Corporation of the Township of East York, by their petition have represented that it is desirable and in the public interest to create a perpetual body to receive, maintain, manage, control and use donations for charitable purposes within Ontario; and whereas the petitioners have prayed that special legislation be passed for such purposes; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. True Davidson, Willis L. Blair, James A. McConaghy, ^{Foundation constituted} Royden Brigham, C. Howard Chandler, Norman Maughan and Norman Cheeseman, all of the Township of East York, and their successors as members of the Board of Directors of the Foundation, are hereby constituted a body corporate and politic without share capital under the name of The East York Foundation, herein called the Foundation.

2. The objects of the Foundation are to receive, maintain, ^{Objects} manage, control and use donations for charitable purposes within Ontario.

3.—(1) The Foundation shall be composed of the members ^{Board of Directors} for the time being of the Board of Directors of the Foundation, herein called the Board.

(2) The first members of the Board shall be the persons ^{First members} named in section 1, who shall serve for a period of three months after the day this Act comes into force, but any such member shall be eligible for re-appointment.

Composition (3) Commencing three months after the day this Act comes into force, the Board shall be composed of seven members, all of whom shall be residents of the area now known as the Township of East York, appointed by the nominating committee.

Term of office (4) Three of such members shall serve for one year, two of such members shall serve for two years and two of such members shall serve for three years.

Remuneration and term of office (5) Members of the Board shall serve without remuneration and, subject to subsection 4, shall be appointed for a term of three years.

Vacancy (6) A vacancy occurring in the membership of the Board by reason of the expiration of a term of office shall be filled by the nominating committee.

Idem (7) A vacancy arising in the membership of the Board by reason of death, resignation or any other cause, other than the expiration of a term of office, shall be filled by the nominating committee, and a person so appointed shall hold office for the unexpired portion of the term of office of his predecessor.

Nominating committee **4.—(1)** The nominating committee shall consist of the persons holding the following offices from time to time:

1. The head of the municipal council of the Township of East York or its successor, or his nominee in writing from such council.
2. The head of The Board of Education for the Township of East York or its successor, or his nominee in writing from such board of education.
3. The principal of the educational institute now known as East York Collegiate.

Meetings (2) The nominating committee shall meet annually or oftener upon the call of the secretary of the Board, if any, or upon the call of the chairman of the nominating committee whenever it is necessary to fill a vacancy in the Board.

Rules (3) The nominating committee may make such rules governing its procedure, including the appointment of a chairman, as it deems advisable.

Quorum (4) A quorum of the nominating committee for any meeting thereof shall be not fewer than two of its members present in person, and a majority vote of all the members of the committee shall be required for the appointment of a member to the Board.

(5) If the nominating committee fails to appoint a person to fill a vacancy in the membership of the Board within sixty days after the vacancy occurs, the remaining members of the Board may apply to a judge of the Supreme Court of Ontario to make the appointment, and the judge to whom the application is made may appoint any person to fill the vacancy or make such other order as he deems proper. Failure of committee to fill vacancy

5.—(1) The Board may pass by-laws not contrary to this Act to regulate and govern its procedure and actions and the conduct and administration of the affairs of the Foundation. By-laws of Board

(2) Without limiting the generality of subsection 1, the Board may pass by-laws, Idem

(a) regulating the calling of and procedure at meetings of the Board, and fixing the time and place of such meetings;

(b) fixing the quorum of the Board; and

(c) regulating the appointment, functions, powers, duties, remuneration and removal of officers, servants and agents of the Foundation.

(3) Any by-law of the Board may be repealed or amended by the Board in accordance with such rules or regulations as it may prescribe by by-law. Repeal and amendment

(4) By-laws of the Board shall require the approval, either at a meeting or in writing, of the majority of the members of the Board. Approval

6. The Foundation is hereby empowered,

Powers of Foundation

(a) to receive directly donations of, and hold, control and administer, real and personal property of every kind and description wherever situated, to the end that interested persons, associations or corporations may make such donations towards the educational, cultural and aesthetic enrichment of the area which in the year 1964 comprises the Township of East York, whether or not it remains as a corporate entity for municipal purposes, together with any area or areas added thereto that, together with the area which in the year 1964 comprises the Township of East York, may hereafter be constituted a corporate entity for municipal purposes;

- (b) to receive donations, or the benefit of donations indirectly, either by way of testamentary disposition or deed of trust or otherwise, and to use and expend or direct the using and expending of real or personal property of every kind and description, or the income therefrom as aforesaid;
- (c) except as hereinafter or by any particular deed of gift provided, to convert any property at any time and from time to time received and held by or on behalf of the Foundation into any other form, and for that purpose to sell or cause and authorize the property to be sold, assigned, transferred, leased, exchanged or otherwise disposed of;
- (d) to pass on and entrust to one or more trust companies the custody and management of all or any part of the property at any time and from time to time received or held by the Foundation in such manner and in such proportions as the Board deems proper, and to enter into agreements with such trust companies with respect thereto;
- (e) to direct any trust company to manage and administer as a single fund and in such manner as the Board deems advisable any one or more donations held by such trust company for the purposes of the Foundation under any testamentary documents or deed of trust or otherwise;
- (f) to lease any lands at any time held by the Foundation, except where such lease would contravene a public use agreed upon when such lands were accepted;
- (g) to pay and apply the net income in each year from all funds held directly or indirectly by it toward such charitable purposes within the said area as the Board deems advisable;
- (h) to pay, apply and distribute such portion as it deems advisable of the capital of the funds, held directly or indirectly by it, to and for such educational or charitable purposes within the said area as it deems advisable, provided that, unless otherwise specifically provided by the donor of any sum or fund, not more than a total of 10 per cent of the balance of the capital of the sum or fund shall be so distributed during any period of four consecutive years, and provided further that no distribution of capital shall be made without the unanimous consent of all

members, given in person at a meeting of the Board or, if not present at a meeting, in writing within the sixty days next after the meeting;

- (i) except as hereinafter provided, to control the management and investment of all its funds, provided that, where a trust company is specifically appointed as trustee of any fund by any testamentary document or deed of trust or otherwise, such trust company shall have the physical custody of such fund and, subject to the specific terms of any such document, shall invest and reinvest the funds within the general policy of investment laid down by the Board, and provided further that the custody of all securities and the accounting therefor may be entrusted by the Board to one or more trust companies, and thereupon any such trust company shall invest and reinvest the funds within the general policy of investment laid down by the Board;
- (j) to employ such person or persons, including trust companies, and to take such other action as it deems advisable for the more efficient carrying out of the purposes of the Foundation, and such employees may be paid such reasonable compensation out of, and the Board may charge the expenses of any such other action to, the income or capital, or both, of the funds of the Foundation as the Board deems advisable;
- (k) to set aside, or in its discretion to refrain from setting aside, any part of the income received by it from securities taken or purchased as part of the funds of the Foundation at a premium, as a sinking fund to retire or amortize such premium, and to determine in its uncontrolled discretion, in respect of all funds of the Foundation, what shall be treated as income and what shall be treated as capital as to each respective transaction therein, and to charge or apportion any losses or expenses to capital or income as it deems best;
- (l) to compromise, compound and adjust claims in favour of or against the property held or intended to be held by it upon such terms and conditions as it deems just, expedient and proper;
- (m) to erect or assist in the erection of special gardens, statues, decorative fountains, historical markers,

gateways, walks, historical or art museums or display space, or other features contributing to educational and aesthetic matters;

- (n) to acquire and display or arrange for the display of rare books, works of art and items of historical or educational interest;
- (o) to make arrangements for the use by interested or capable persons of musical instruments and dramatic or scientific equipment held by the Foundation;
- (p) to foster historical research in respect of the said area;
- (q) to encourage writers and authors to produce from time to time essays, books, pamphlets and articles dealing with the said area and its inhabitants;
- (r) to establish or aid in the establishment of exhibits of items of historical significance in respect of the said area;
- (s) subject to *The Charitable Gifts Act*, to retain any real or personal property in the form in which it may be when received by the Foundation as permanent investment or for such length of time as may be deemed best.

R.S.O. 1960,
c. 50

Donations

7.—(1) The Foundation may accept donations, either directly or indirectly, subject to the condition that the income or capital or both thereof shall be paid and applied to a specific charitable purpose, either for a specific or an indefinite period of time.

Condition

(2) Subsection 1 applies only if the donation is also subject to the condition that, after the expiration of a specific or indefinite period of time or at any time, there shall be a discretionary power vested in the Board to pay or apply the income or capital of the donation to some other charitable purpose or that, if the Board is satisfied that conditions are such as to render it impractical or inefficient to expend all or any part of such moneys for such specific purpose, upon the unanimous approval of the members of the Board given either at a meeting or in writing within sixty days next after the meeting and within the limits of the discretionary power, all or any part of such moneys may be paid and applied to such other charitable purposes as the Board deems advisable.

Idem

(3) If any such donation is made subject to the condition that the income or capital or both shall be paid and applied to a specific charitable organization for a specified period of

time and if such specific charitable organization ceases to exist within the specified period of time, then for the balance of the period the income or capital or both shall be applied to such other charitable purpose as is directed by a judge of the Supreme Court in accordance with the laws in force from time to time in Ontario.

8. Any form of words is sufficient to constitute a donation ^{Form of words} for the purposes of this Act so long as the donor indicates an intention to contribute at the time or at a future time to the Foundation.

9.—(1) Subject to subsection 2, all donations made directly ^{Treatment of donations} or indirectly to the Foundation may be treated for all purposes as a general fund.

(2) In the case of a donation of \$25,000 or more, the donor ^{Idem} may require that such donation be maintained as a separate fund, in which case in each year thereafter a separate accounting thereof shall be set out in the annual audited report.

(3) Unless otherwise directed by testamentary document ^{Acknowledgments} or deed of trust or otherwise, all donations shall be publicly acknowledged in the year following that in which they are made by being set out in the annual audited report.

(4) Unless otherwise directed by testamentary document ^{Idem} or deed of trust or otherwise, donations from any one person shall be publicly acknowledged in every year following their receipt by being set out in the annual audited report, provided that, if one person makes more than one donation, the total only of that person's donations, as they may be from time to time, need be shown.

10.—(1) The Foundation shall cause an audit to be made ^{Audit} by an independent auditor, at least once in every fiscal year, of the receipts and disbursements of the funds of the Foundation.

(2) The audit shall include all assets held by the Foundation ^{Idem} or any trust company on its behalf, or held by any trustee in trust for the Foundation, and, notwithstanding that any such funds may be held by a trustee pursuant to the provisions of a testamentary document or deed of trust, such trustee shall give an accounting thereof to the auditor of the Foundation in each year.

(3) The Foundation shall cause to be published, in the newspaper published in the City of Toronto reputed to have the largest circulation therein, a certified statement by the auditor, setting out the receipts and disbursements and capital assets of the Foundation or held in trust for the Foundation. ^{Publication of statement}

Idem (4) The statement shall show separately the receipts and disbursements and capital assets of any fund that is held separately, but with respect to other assets may show them as a general fund.

Idem (5) The statement shall set out in detail the purposes for which the income has been used and the expenses of the Foundation, all in accordance with good accounting practice.

Trustees to give information (6) The Board and any trust company or other trustee holding funds in trust for the Foundation shall give full information and permit all necessary inspection to enable such audit to be made.

Application of R.S.O. 1960, c. 52 (7) The Foundation shall be subject in all respects to *The Charities Accounting Act*.

Limitation on powers **11.** Any power conferred on the Foundation by this Act shall not be exercised in respect of any donation in contravention of any express provision to the contrary in the document of trust governing such donation.

Commencement **12.** This Act comes into force on the day it receives Royal Assent.

Short title **13.** This Act may be cited as *The East York Foundation Act, 1965*.

An Act to incorporate
The East York Foundation

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. BECKETT

BILL Pr39

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Township of Scarborough

MR. HODGSON (Scarborough East)

(PRIVATE BILL)

BILL Pr39

1965

**An Act respecting
the Township of Scarborough**

WHEREAS The Corporation of the Township of Scar-^{Preamble}
borough by its petition has prayed for special legislation
in respect of the matter hereinafter set forth; and whereas
it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. The council of The Corporation of the Township of ^{Retirement}
Scarborough may, by by-law, provide for the granting of an ^{allowance}
annual retirement allowance to Marie Hunt during her life
of \$985.32, payable in monthly instalments of \$82.11.

2. This Act comes into force on the day it receives Royal ^{Commence-}
Assent. ^{ment}

3. This Act may be cited as *The Township of Scarborough* ^{Short title}
Act, 1965.

An Act respecting the
Township of Scarborough

1st Reading

2nd Reading

3rd Reading

MR. HODGSON (Scarborough East)

(Private Bill)

BILL Pr39

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Township of Scarborough

MR. HODGSON (Scarborough East)

BILL Pr39

1965

**An Act respecting
the Township of Scarborough**

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borough by its petition has prayed for special legislation
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it is expedient to grant the prayer of the petition;

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of \$985.32, payable in monthly instalments of \$82.11.

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Assent. ^{ment}

3. This Act may be cited as *The Township of Scarborough* ^{Short title}
Act, 1965.

An Act respecting the
Township of Scarborough

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. HODGSON (Scarborough East)

BILL Pr40

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Kitchener

MR. BUTLER

(PRIVATE BILL)

BILL Pr40

1965

An Act respecting the City of Kitchener

WHEREAS The Corporation of the City of Kitchener Preamble
 by its petition has represented that it is desirous of
 providing for the establishment of a Parks and Recreation
 Commission, herein called the Commission, for the better
 development and supervision of its public parks and recreation
 facilities, and that for such purposes it is necessary to endow
 the Commission with all the duties, responsibilities, powers
 and privileges of the Kitchener Recreation Committee, estab-
 lished under *The Department of Education Act*, and the
 Kitchener Board of Park Management, established under
The Public Parks Act; and whereas the petitioner has prayed
 for special legislation in respect of such matters; and whereas
 it is expedient to grant the prayer of the petition;

R.S.O. 1960,
cc. 94, 329

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1. In this Act,

Interpre-
tation

- (a) "City" means The Corporation of the City of Kitchener; and
- (b) "Council" means the Council of The Corporation of the City of Kitchener.

2.—(1) Notwithstanding *The Department of Education Act* Parks and Recreation Committee
 and the regulations thereunder and *The Public Parks Act*,
 there shall be a commission to be known as the Parks and
 Recreation Commission of the City of Kitchener which shall
 be a corporation and shall be composed of,

- (a) the head of the Council;
- (b) one member of the Council to be appointed by the Council; and

- (c) eight persons, appointed by the Council, who are qualified to be elected members of Council but who are not members thereof.

Substitute
for head
of Council

(2) The head of the Council, with the approval of the Council, may appoint a substitute, who is a member of the Council, to act for him from time to time.

Term of
office

(3) The members of the Commission who are not members of the Council shall hold office for two years and until their successors are appointed, provided that, on the first appointment, the members shall hold office until the end of the year next following such appointment in which a municipal election is to be held to elect members of the Council.

Vacancies

(4) Where a member of the Commission ceases to be a member before the expiration of his term of office, the Council shall appoint another qualified person in his place, who shall hold office for the remainder of his term and until his successor is appointed.

Quorum

(5) A majority of the members of the Commission constitute a quorum.

Chairman

(6) At its first meeting of every year, the Commission shall elect a chairman and a vice-chairman from among the members of the Commission, and, in the absence of the chairman, the vice-chairman shall preside.

Staff

(7) The Commission shall appoint a secretary-treasurer, who may be a member of the Commission, and may engage such employees and consultants as is deemed expedient.

Powers and
duties of
Commission
R.S.O. 1960,
cc. 94, 329

3. Except as otherwise provided in this Act, *The Department of Education Act* and the regulations thereunder and *The Public Parks Act* apply to the Commission as if it had been established in accordance with such Acts and regulations.

Dissolution
of former
bodies

4.—(1) The Kitchener Board of Park Management and the Kitchener Recreation Committee are dissolved, and the assets and liabilities thereof become the assets and liabilities of the Parks and Recreation Commission.

By-laws
repealed

(2) By-law No. 518 of the Town of Berlin, By-law No. 523 of the Town of Berlin, and By-law No. 3049 of the City, and any by-laws amending such by-laws, are repealed.

Estimates
of
Commission

5.—(1) The Commission shall, on or before the 1st day of February in each year, submit to the Council an itemized estimate of its financial requirements for the year, and,

subject to the provisions of *The Public Parks Act*, the Council may amend such estimate and shall pay to the secretary-treasurer of the Commission out of moneys appropriated for the Commission such amounts as may be requisitioned from time to time. R.S.O. 1960,
c. 329

(2) Where any moneys have been included in the estimates of the Commission for a specific purpose, they may be used by the Commission only for such specific purpose and not otherwise. Moneys for
specific
purposes

6. This Act comes into force on the day it receives Royal Assent. Commence-
ment

7. This Act may be cited as *The City of Kitchener Act, 1965*. Short title

An Act respecting the City of Kitchener

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. BUTLER

(*Private Bill*)

BILL Pr40

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Kitchener

MR. BUTLER

BILL Pr40

1965

An Act respecting the City of Kitchener

WHEREAS The Corporation of the City of Kitchener Preamble
 by its petition has represented that it is desirous of
 providing for the establishment of a Parks and Recreation
 Commission, herein called the Commission, for the better
 development and supervision of its public parks and recreation
 facilities, and that for such purposes it is necessary to endow
 the Commission with all the duties, responsibilities, powers
 and privileges of the Kitchener Recreation Committee, estab-
 lished under *The Department of Education Act*, and the R.S.O. 1960,
cc. 94, 329
 Kitchener Board of Park Management, established under
The Public Parks Act; and whereas the petitioner has prayed
 for special legislation in respect of such matters; and whereas
 it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1. In this Act,

Interpre-
tation

- (a) "City" means The Corporation of the City of Kitchener; and
- (b) "Council" means the Council of The Corporation of the City of Kitchener.

2.—(1) Notwithstanding *The Department of Education Act* Parks and Recreation Committee
 and the regulations thereunder and *The Public Parks Act*,
 there shall be a commission to be known as the Parks and
 Recreation Commission of the City of Kitchener which shall
 be a corporation and shall be composed of,

- (a) the head of the Council;
- (b) one member of the Council to be appointed by the Council; and

- (c) eight persons, appointed by the Council, who are qualified to be elected members of Council but who are not members thereof.

Substitute
for head
of Council

(2) The head of the Council, with the approval of the Council, may appoint a substitute, who is a member of the Council, to act for him from time to time.

Term of
office

(3) The members of the Commission who are not members of the Council shall hold office for two years and until their successors are appointed, provided that, on the first appointment, the members shall hold office until the end of the year next following such appointment in which a municipal election is to be held to elect members of the Council.

Vacancies

(4) Where a member of the Commission ceases to be a member before the expiration of his term of office, the Council shall appoint another qualified person in his place, who shall hold office for the remainder of his term and until his successor is appointed.

Quorum

(5) A majority of the members of the Commission constitute a quorum.

Chairman

(6) At its first meeting of every year, the Commission shall elect a chairman and a vice-chairman from among the members of the Commission, and, in the absence of the chairman, the vice-chairman shall preside.

Staff

(7) The Commission shall appoint a secretary-treasurer, who may be a member of the Commission, and may engage such employees and consultants as is deemed expedient.

Powers and
duties of
Commission
R.S.O. 1960,
cc. 94, 329

3. Except as otherwise provided in this Act, *The Department of Education Act* and the regulations thereunder and *The Public Parks Act* apply to the Commission as if it had been established in accordance with such Acts and regulations.

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4.—(1) The Kitchener Board of Park Management and the Kitchener Recreation Committee are dissolved, and the assets and liabilities thereof become the assets and liabilities of the Parks and Recreation Commission.

By-laws
repealed

(2) By-law No. 518 of the Town of Berlin, By-law No. 523 of the Town of Berlin, and By-law No. 3049 of the City, and any by-laws amending such by-laws, are repealed.

Estimates
of
Commission

5.—(1) The Commission shall, on or before the 1st day of February in each year, submit to the Council an itemized estimate of its financial requirements for the year, and,

subject to the provisions of *The Public Parks Act*, the Council <sup>R.S.O. 1960,
c. 329</sup> may amend such estimate and shall pay to the secretary-treasurer of the Commission out of moneys appropriated for the Commission such amounts as may be requisitioned from time to time.

(2) Where any moneys have been included in the estimates of the Commission for a specific purpose, they may be used <sup>Moneys for
specific
purposes</sup> by the Commission only for such specific purpose and not otherwise.

6. This Act comes into force on the day it receives Royal <sup>Commence-
ment</sup> Assent.

7. This Act may be cited as *The City of Kitchener Act, 1965*. ^{Short title}

An Act respecting the City of Kitchener

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. BUTLER

BILL Pr41

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Kingston

MR. APPS

(PRIVATE BILL)

BILL Pr41

1965

An Act respecting the City of Kingston

WHEREAS The Corporation of the City of Kingston ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The council of The Corporation of the City of Kingston ^{Tax exemption authorized} may pass by-laws exempting from taxation for municipal or school purposes, or both, other than the special garbage rate levied pursuant to paragraph 77 of subsection 1 of section 379 of *The Municipal Act* and local improvement rates, the land, ^{R.S.O. 1960, cc. 249, 23} as defined in *The Assessment Act*, of the Young Men's Christian Association/Young Women's Christian Association of Kingston, Ontario, provided that the land is owned and used or occupied and used solely by and for the purposes of the Association, on such conditions as may be set out in the by-law.

2. All arrears of taxes, exclusive of garbage taxes and local ^{Arrears of taxes cancelled} improvement taxes, and any interest or penalties thereon, of the Young Men's Christian Association/Young Women's Christian Association of Kingston, Ontario for the period from the 1st day of January, 1963, until the day this Act comes into force are hereby cancelled.

3. *An Act respecting the Young Men's Christian Association of the City of Kingston*, being chapter 106 of the Statutes of Ontario, 1917, and *An Act respecting the Young Women's Christian Association of the City of Kingston*, being chapter 107 of the Statutes of Ontario, 1917, are repealed. ^{Repeal}

4. This Act comes into force on the day it receives Royal ^{Commencement} Assent.

5. This Act may be cited as *The City of Kingston Act, 1965*. ^{Short title}

An Act respecting
the City of Kingston

1st Reading

January 27th, 1965

2nd Reading

3rd Reading

MR. APPS

(Private Bill)

BILL Pr42

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Township of North York

MR. BALES

(PRIVATE BILL)

BILL Pr42

1965

An Act respecting the Township of North York

WHEREAS The Corporation of the Township of North York, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Before passing a by-law pursuant to section 30 of *The Planning Act*, the Corporation may require the owner or owners of land referred to in the by-law to enter into an agreement with the Corporation setting forth conditions relating to the development of the land, which agreements, when registered, shall be binding upon subsequent owners and persons having any interest in the land.

Agreements
imposing
conditions of
develop-
ment
R.S.O. 1960,
c. 296

2. The Corporation may pay out of a reserve fund established from current revenue in 1964 to the persons referred to in Column "A" the amount set forth in Column "B" opposite each name in the Schedule hereto.

Payment of
claims re
flooding

3. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

4. This Act may be cited as *The Township of North York Act, 1965*.

Short title

SCHEDULE

	COLUMN A	COLUMN B
<i>Caronport Crescent</i>		
31	Frederick Kracht.....	\$ 125.00
37	A. Corbett.....	625.00
38	J. A. Clement.....	500.00
43	William Phillips.....	475.00
49	W. T. Prozak.....	60.00
59	David Ellis.....	275.00
61	William Newstead.....	300.00
63	W. Warner.....	500.00
65	A. M. Sunter.....	525.00
<i>Daleena Drive</i>		
4	F. Phillips.....	300.00
6	T. C. Newton.....	165.00
<i>Lionel Heights Crescent</i>		
21	L. R. Farquhar.....	150.00
41	R. I. Harden.....	67.50
43	I. H. Evans.....	75.00
<i>Marthclare Ave.</i>		
42	Mark Golden.....	20.00
60	D. C. Ingram.....	41.00
62	Keith Cooper.....	500.00
<i>Red Willow Drive</i>		
5	D. E. Goldring.....	230.00
6	Sydney Hawtin.....	25.00
7	Richard Cairns.....	675.00
9	Robert Muckle.....	225.00
11	A. E. Connor.....	400.00
<i>Corner Brook Drive</i>		
21	W. White.....	125.00
25	F. Edmunds.....	75.00
31	Douglas Bowley.....	375.00
33	W. McKay.....	125.00
34	John Langridge.....	35.00

COLUMN A		COLUMN B
<i>Corner Brook Drive—Continued</i>		
35	C. Davison	\$ 40.00
37	John Kawaguchi	125.00
39	Reginald Cooper	550.00
41	The Board of Managers, Calvary Church	250.00
43	Frank S. Holt	400.00
49	J. C. Keating	575.00
51	Charles Szmettan	625.00
53	Mrs. Elizabeth Nagy	100.00
57	Allan Johnston	20.00
59	Henry Reffberg	850.00
78	Felix Hoensch	40.00
79	Floyd Seyler	55.00
80	C. B. Williamson	75.00
83	Tibor Sienasi	500.00
85	R. Ewing	100.00
86	L. Klamas	250.00
87	L. Thiessen	250.00
88	E. Lipp	850.00
89	Werner Reimer	450.00
90	John Douglas	75.00
91	Nicholas Hulst	125.00
93	David Koponen	825.00
95	John Sangster	75.00
97	John Wilson	100.00
101	James Neville	450.00
<i>Coral Cove Crescent</i>		
9	Harold Clements	25.00
12	Donald Partington	500.00
16	Milan Korcok	475.00
18	John Cooper	400.00
20	E. Czuchnicki	450.00
22	S. R. Donaldson	100.00
35	Edgar Osborne	15.00
37	Richard Ranney	50.00

	COLUMN A	COLUMN B
<i>Monarchwood Crescent</i>		
1	F. Santini	\$ 200.00
6	J. J. Godawa	427.50
11	J. H. Curtis	1,000.00
12	T. Merrilees	100.00
14	Roy Burke	300.00
39	J. E. Klein	100.00
<i>Roanoke Road</i>		
25	E. Wilkinson	150.00
31	Douglas Papple	56.50
37	Charles Tilbury	77.00
45	Frank Chalmers	25.00
46	John A. Kerr	1,000.00
47	D. B. Jarvis	275.00
49	D. J. Megaffin	79.00
51	Nicholas Kilburn	125.00
<i>Nordic Place</i>		
1	I. Daley	10.00
2	D. J. Bailey	75.00
3	K. C. Hill	700.00
4	Glen Harding	75.00
6	J. E. Hancock	200.00
<i>Broadlands Blvd.</i>		
11	A. Esson	1,025.00
15	J. Coome	1,000.00
17	Allan Scheftel	400.00
18	P. Kocsardy	1,700.00
19	G. Wilson	750.00
20	J. McQuade	60.00
21	A. R. W. Jones	850.00
22	A. L. D'Eon	950.00
23	Keith Yates	525.00
24	W. N. Houston	100.00
25	D. J. Mudie	400.00
27	John Nugent	300.00

	COLUMN A	COLUMN B
<i>Broadlands Blvd.—Continued</i>		
29	J. P. Leger	\$ 600.00
31	Jacqueline Erskine and C. A. Weir.	355.00
33	Hans Ballman	450.00
35	V. L. Day	275.00
43	Anthony Azzarello	600.00
45	D. C. MacGregor	1,800.00
46	T. Cresswell	Nil
47	Rev. H. Amey	1,300.00
49	James Bagley	175.00
51	G. Stone	100.00
55	G. Haddleton	135.00
123	John Shewan	150.00
125	L. Leeson	50.00
<i>Greengrove Crescent</i>		
1	Henry Cooke	105.00
3	George Campbell	Nil
5	Peter Scott	800.00
7	Frank Roberts	900.00
9	E. Sano	500.00
11	R. L. Jones	500.00
15	A. C. Knight	350.00
17	Helmut Mueller	675.00
19	Raymond Berry	5.75
19	E. Pike	610.00
21	Doctor D. Wright	600.00
38	L. E. Henne	425.00
40	R. S. Little	125.00
42	W. J. Simpson	500.00
43	John M. Walroth	150.00
44	C. Dusome	400.00
47	A. M. Ballantyne	175.00
49	E. Morelli	125.00
51	Edward Iglar	35.00

	COLUMN A	COLUMN B
<i>Royal Doulton Drive</i>		
27	R. B. Langlois	\$ 420.00
<i>Underhill Drive</i>		
26	Apt. 411, M. P. Dunn	300.00
<i>Doonaree Drive</i>		
2	James Alexander	495.00
4	H. A. Brown	625.00
6	D. B. Rattray	612.00
8	Frank Ford	215.00
14	Edward Cottenden	75.00
15	L. Janiec	100.00
16	T. Yonekura	65.00
17	Helmut Dieners	315.00
18	A. B. Reeve	25.00
19	Louis Martin	100.00
20	John Rae	250.00
21	George Hill	125.00
22	Barry Mander	400.00
23	Murray Reid	50.00
23	W. Waddell	150.00
24	David Meyers	100.00
25	Leonard Mile	175.00
26	Frederick Staples	150.00
27	Kenneth Loach	225.00
28	George Baker	400.00
29	William Coveyduck	250.00
30	Gerald Kelly	50.00
31	Paul Adams	250.00
32	Stephen Taylor	375.00
33	Charles Morrison	200.00
35	Richard J. McGill	800.00
36	Frank Allen	100.00
37	A. R. Munro	300.00
38	Ian Ritchie	200.00
39	Raymond Esler	438.61

	COLUMN A	COLUMN B
<i>Doonaree Drive—Continued</i>		
40	Charles Colquhoun	\$ 500.00
41	John Needham	2,000.00
42	I. G. Fultz	175.00
43	John Peterson	225.00
44	W. R. McClintock	375.00
45	J. E. Till	50.00
46	D. B. Dyson	600.00
47	H. M. Nelson	500.00
48	S. Craig	1,500.00
49	L. Lowcock	1,000.00
51	F. D. Walsh	1,100.00
52	E. J. Murray	2,400.00
53	H. C. Mann	75.00
54	Catherine Linke	1,300.00
55	G. S. Craig	500.00
56	D. Dunlop	300.00
57	T. Gieroszczak	700.00
60	W. G. Morgan	550.00
62	J. A. McDonald	1,600.00
64	M. Brookes	100.00

An Act respecting
the Township of North York

1st Reading

2nd Reading

3rd Reading

MR. BALES

(*Private Bill*)

BILL Pr42

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Township of North York

MR. BALES

(Reprinted as amended by the Committee on Private Bills)

BILL Pr42

1965

An Act respecting the Township of North York

WHEREAS The Corporation of the Township of North York, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Corporation may pay out of a reserve fund established from current revenue in 1964 to the persons referred to in Column "A" the amount set forth in Column "B" opposite each name in the Schedule hereto. Payment of claims re flooding

2. This Act comes into force on the day it receives Royal Assent. Commencement

3. This Act may be cited as *The Township of North York Act, 1965*. Short title

SCHEDULE

COLUMN A		COLUMN B
<i>Caronport Crescent</i>		
31	Frederick Kracht.....	\$ 125.00
37	A. Corbett.....	625.00
38	J. A. Clement.....	500.00
43	William Phillips.....	475.00
49	W. T. Prozak.....	60.00
59	David Ellis.....	275.00
61	William Newstead.....	300.00
63	W. Warner.....	500.00
65	A. M. Sunter.....	525.00
<i>Daleena Drive</i>		
4	F. Phillips.....	300.00
6	T. C. Newton.....	165.00
<i>Lionel Heights Crescent</i>		
21	L. R. Farquhar.....	150.00
41	R. I. Harden.....	67.50
43	I. H. Evans.....	75.00
<i>Marthclare Ave.</i>		
42	Mark Golden.....	20.00
60	D. C. Ingram.....	41.00
62	Keith Cooper.....	500.00
<i>Red Willow Drive</i>		
5	D. E. Goldring.....	230.00
6	Sydney Hawtin.....	25.00
7	Richard Cairns.....	675.00
9	Robert Muckle.....	225.00
11	A. E. Connor.....	400.00
<i>Corner Brook Drive</i>		
21	W. White.....	125.00
25	F. Edmunds.....	75.00
31	Douglas Bowley.....	375.00
33	W. McKay.....	125.00
34	John Langridge.....	35.00

	COLUMN A	COLUMN B
<i>Corner Brook Drive—Continued</i>		
35	C. Davison	\$ 40.00
37	John Kawaguchi	125.00
39	Reginald Cooper	550.00
41	The Board of Managers, Calvary Church	250.00
43	Frank S. Holt	400.00
49	J. C. Keating	575.00
51	Charles Szmettan	625.00
53	Mrs. Elizabeth Nagy	100.00
57	Allan Johnston	20.00
59	Henry Refberg	850.00
78	Felix Hoensch	40.00
79	Floyd Seyler	55.00
80	C. B. Williamson	75.00
83	Tibor Sienasi	500.00
85	R. Ewing	100.00
86	L. Klamas	250.00
87	L. Thiessen	250.00
88	E. Lipp	850.00
89	Werner Reimer	450.00
90	John Douglas	75.00
91	Nicholas Hulst	125.00
93	David Koponen	825.00
95	John Sangster	75.00
97	John Wilson	100.00
101	James Neville	450.00
<i>Coral Cove Crescent</i>		
9	Harold Clements	25.00
12	Donald Partington	500.00
16	Milan Korcok	475.00
18	John Cooper	400.00
20	E. Czuchnicki	450.00
22	S. R. Donaldson	100.00
35	Edgar Osborne	15.00
37	Richard Ranney	50.00

	COLUMN A	COLUMN B
<i>Monarchwood Crescent</i>		
1	F. Santini.....	\$ 200.00
6	J. J. Godawa.....	427.50
11	J. H. Curtis.....	1,000.00
12	T. Merrilees.....	100.00
14	Roy Burke.....	300.00
39	J. E. Klein.....	100.00
<i>Roanoke Road</i>		
25	E. Wilkinson.....	150.00
31	Douglas Papple.....	56.50
37	Charles Tilbury.....	77.00
45	Frank Chalmers.....	25.00
46	John A. Kerr.....	1,000.00
47	D. B. Jarvis.....	275.00
49	D. J. Megaffin.....	79.00
51	Nicholas Kilburn.....	125.00
<i>Nordic Place</i>		
1	I. Daley.....	10.00
2	D. J. Bailey.....	75.00
3	K. C. Hill.....	700.00
4	Glen Harding.....	75.00
6	J. E. Hancock.....	200.00
<i>Broadlands Blvd.</i>		
11	A. Esson.....	1,025.00
15	J. Coome.....	1,000.00
17	Allan Scheftel.....	400.00
18	P. Kocsardy.....	1,700.00
19	G. Wilson.....	750.00
20	J. McQuade.....	60.00
21	A. R. W. Jones.....	850.00
22	A. L. D'Eon.....	950.00
23	Keith Yates.....	525.00
24	W. N. Houston.....	100.00
25	D. J. Mudie.....	400.00
27	John Nugent.....	300.00

	COLUMN A	COLUMN B
<i>Broadlands Blvd.—Continued</i>		
29	J. P. Leger	\$ 600.00
31	Jacqueline Erskine and C. A. Weir.	355.00
33	Hans Ballman	450.00
35	V. L. Day	275.00
43	Anthony Azzarello	600.00
45	D. C. MacGregor	1,800.00
46	T. Cresswell	Nil
47	Rev. H. Amey	1,300.00
49	James Bagley	175.00
51	G. Stone	100.00
55	G. Haddleton	135.00
123	John Shewan	150.00
125	L. Leeson	50.00
<i>Greengrove Crescent</i>		
1	Henry Cooke	105.00
3	George Campbell	Nil
5	Peter Scott	800.00
7	Frank Roberts	900.00
9	E. Sano	500.00
11	R. L. Jones	500.00
15	A. C. Knight	350.00
17	Helmut Mueller	675.00
19	Raymond Berry	5.75
19	E. Pike	610.00
21	Doctor D. Wright	600.00
38	L. E. Henne	425.00
40	R. S. Little	125.00
42	W. J. Simpson	500.00
43	John M. Walroth	150.00
44	C. Dusome	400.00
47	A. M. Ballantyne	175.00
49	E. Morelli	125.00
51	Edward Iglar	35.00

	COLUMN A	COLUMN B
<i>Royal Doulton Drive</i>		
27	R. B. Langlois.....	\$ 420.00
<i>Underhill Drive</i>		
26	Apt. 411, M. P. Dunn.....	300.00
<i>Doonaree Drive</i>		
2	James Alexander.....	495.00
4	H. A. Brown.....	625.00
6	D. B. Rattray.....	612.00
8	Frank Ford.....	215.00
14	Edward Cottenden.....	75.00
15	L. Janiec.....	100.00
16	T. Yonekura.....	65.00
17	Helmut Dieners.....	315.00
18	A. B. Reeve.....	25.00
19	Louis Martin.....	100.00
20	John Rae.....	250.00
21	George Hill.....	125.00
22	Barry Mander.....	400.00
23	Murray Reid.....	50.00
23	W. Waddell.....	150.00
24	David Meyers.....	100.00
25	Leonard Mile.....	175.00
26	Frederick Staples.....	150.00
27	Kenneth Loach.....	225.00
28	George Baker.....	400.00
29	William Coveyduck.....	250.00
30	Gerald Kelly.....	50.00
31	Paul Adams.....	250.00
32	Stephen Taylor.....	375.00
33	Charles Morrison.....	200.00
35	Richard J. McGill.....	800.00
36	Frank Allen.....	100.00
37	A. R. Munro.....	300.00
38	Ian Ritchie.....	200.00
39	Raymond Esler.....	438.61

	COLUMN A	COLUMN B
<i>Doonaree Drive—Continued</i>		
40	Charles Colquhoun.....	\$ 500.00
41	John Needham.....	2,000.00
42	I. G. Fultz.....	175.00
43	John Peterson.....	225.00
44	W. R. McClintock.....	375.00
45	J. E. Till.....	50.00
46	D. B. Dyson.....	600.00
47	H. M. Nelson.....	500.00
48	S. Craig.....	1,500.00
49	L. Lowcock.....	1,000.00
51	F. D. Walsh.....	1,100.00
52	E. J. Murray.....	2,400.00
53	H. C. Mann.....	75.00
54	Catherine Linke.....	1,300.00
55	G. S. Craig.....	500.00
56	D. Dunlop.....	300.00
57	T. Gieroszczak.....	700.00
60	W. G. Morgan.....	550.00
62	J. A. McDonald.....	1,600.00
64	M. Brookes.....	100.00

An Act respecting
the Township of North York

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. BALES

*(Reprinted as amended by the
Committee on Private Bills)*

BILL Pr42

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the Township of North York

MR. BALES

BILL Pr42

1965

An Act respecting the Township of North York

WHEREAS The Corporation of the Township of North York, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Corporation may pay out of a reserve fund established from current revenue in 1964 to the persons referred to in Column "A" the amount set forth in Column "B" opposite each name in the Schedule hereto. Payment of claims re flooding

2. This Act comes into force on the day it receives Royal Assent. Commencement

3. This Act may be cited as *The Township of North York Act, 1965*. Short title

SCHEDULE

	COLUMN A	COLUMN B
<i>Caronport Crescent</i>		
31	Frederick Kracht.....	\$ 125.00
37	A. Corbett.....	625.00
38	J. A. Clement.....	500.00
43	William Phillips.....	475.00
49	W. T. Prozak.....	60.00
59	David Ellis.....	275.00
61	William Newstead.....	300.00
63	W. Warner.....	500.00
65	A. M. Sunter.....	525.00
<i>Daleena Drive</i>		
4	F. Phillips.....	300.00
6	T. C. Newton.....	165.00
<i>Lionel Heights Crescent</i>		
21	L. R. Farquhar.....	150.00
41	R. I. Harden.....	67.50
43	I. H. Evans.....	75.00
<i>Marthclare Ave.</i>		
42	Mark Golden.....	20.00
60	D. C. Ingram.....	41.00
62	Keith Cooper.....	500.00
<i>Red Willow Drive</i>		
5	D. E. Goldring.....	230.00
6	Sydney Hawtin.....	25.00
7	Richard Cairns.....	675.00
9	Robert Muckle.....	225.00
11	A. E. Connor.....	400.00
<i>Corner Brook Drive</i>		
21	W. White.....	125.00
25	F. Edmunds.....	75.00
31	Douglas Bowley.....	375.00
33	W. McKay.....	125.00
34	John Langridge.....	35.00

	COLUMN A	COLUMN B
<i>Corner Brook Drive—Continued</i>		
35	C. Davison.....	\$ 40.00
37	John Kawaguchi.....	125.00
39	Reginald Cooper.....	550.00
41	The Board of Managers, Calvary Church.....	250.00
43	Frank S. Holt.....	400.00
49	J. C. Keating.....	575.00
51	Charles Szmattan.....	625.00
53	Mrs. Elizabeth Nagy.....	100.00
57	Allan Johnston.....	20.00
59	Henry Reffberg.....	850.00
78	Felix Hoensch.....	40.00
79	Floyd Seyler.....	55.00
80	C. B. Williamson.....	75.00
83	Tibor Sienasi.....	500.00
85	R. Ewing.....	100.00
86	L. Klamas.....	250.00
87	L. Thiessen.....	250.00
88	E. Lipp.....	850.00
89	Werner Reimer.....	450.00
90	John Douglas.....	75.00
91	Nicholas Hulst.....	125.00
93	David Koponen.....	825.00
95	John Sangster.....	75.00
97	John Wilson.....	100.00
101	James Neville.....	450.00
<i>Coral Cove Crescent</i>		
9	Harold Clements.....	25.00
12	Donald Partington.....	500.00
16	Milan Korcok.....	475.00
18	John Cooper.....	400.00
20	E. Czuchnicki.....	450.00
22	S. R. Donaldson.....	100.00
35	Edgar Osborne.....	15.00
37	Richard Ranney.....	50.00

COLUMN A

COLUMN B

Monarchwood Crescent

1	F. Santini.....	\$ 200.00
6	J. J. Godawa.....	427.50
11	J. H. Curtis.....	1,000.00
12	T. Merrilees.....	100.00
14	Roy Burke.....	300.00
39	J. E. Klein.....	100.00

Roanoke Road

25	E. Wilkinson.....	150.00
31	Douglas Papple.....	56.50
37	Charles Tilbury.....	77.00
45	Frank Chalmers.....	25.00
46	John A. Kerr.....	1,000.00
47	D. B. Jarvis.....	275.00
49	D. J. Megaffin.....	79.00
51	Nicholas Kilburn.....	125.00

Nordic Place

1	I. Daley.....	10.00
2	D. J. Bailey.....	75.00
3	K. C. Hill.....	700.00
4	Glen Harding.....	75.00
6	J. E. Hancock.....	200.00

Broadlands Blvd.

11	A. Esson.....	1,025.00
15	J. Coome.....	1,000.00
17	Allan Scheftel.....	400.00
18	P. Kocsardy.....	1,700.00
19	G. Wilson.....	750.00
20	J. McQuade.....	60.00
21	A. R. W. Jones.....	850.00
22	A. L. D'Eon.....	950.00
23	Keith Yates.....	525.00
24	W. N. Houston.....	100.00
25	D. J. Mudie.....	400.00
27	John Nugent.....	300.00

COLUMN A

COLUMN B

Broadlands Blvd.—Continued

29	J. P. Leger	\$ 600.00
31	Jacqueline Erskine and C. A. Weir.	355.00
33	Hans Ballman	450.00
35	V. L. Day	275.00
43	Anthony Azzarello	600.00
45	D. C. MacGregor	1,800.00
46	T. Cresswell	Nil
47	Rev. H. Amey	1,300.00
49	James Bagley	175.00
51	G. Stone	100.00
55	G. Haddleton	135.00
123	John Shewan	150.00
125	L. Leeson	50.00

Greengrove Crescent

1	Henry Cooke	105.00
3	George Campbell	Nil
5	Peter Scott	800.00
7	Frank Roberts	900.00
9	E. Sano	500.00
11	R. L. Jones	500.00
15	A. C. Knight	350.00
17	Helmut Mueller	675.00
19	Raymond Berry	5.75
19	E. Pike	610.00
21	Doctor D. Wright	600.00
38	L. E. Henne	425.00
40	R. S. Little	125.00
42	W. J. Simpson	500.00
43	John M. Walroth	150.00
44	C. Dusome	400.00
47	A. M. Ballantyne	175.00
49	E. Morelli	125.00
51	Edward Iglar	35.00

	COLUMN A		COLUMN B
<i>Royal Doulton Drive</i>			
27	R. B. Langlois.....	\$	420.00
<i>Underhill Drive</i>			
26	Apt. 411, M. P. Dunn.....		300.00
<i>Doonaree Drive</i>			
2	James Alexander.....		495.00
4	H. A. Brown.....		625.00
6	D. B. Rattray.....		612.00
8	Frank Ford.....		215.00
14	Edward Cottenden.....		75.00
15	L. Janiec.....		100.00
16	T. Yonekura.....		65.00
17	Helmut Dieners.....		315.00
18	A. B. Reeve.....		25.00
19	Louis Martin.....		100.00
20	John Rae.....		250.00
21	George Hill.....		125.00
22	Barry Mander.....		400.00
23	Murray Reid.....		50.00
23	W. Waddell.....		150.00
24	David Meyers.....		100.00
25	Leonard Mile.....		175.00
26	Frederick Staples.....		150.00
27	Kenneth Loach.....		225.00
28	George Baker.....		400.00
29	William Coveyduck.....		250.00
30	Gerald Kelly.....		50.00
31	Paul Adams.....		250.00
32	Stephen Taylor.....		375.00
33	Charles Morrison.....		200.00
35	Richard J. McGill.....		800.00
36	Frank Allen.....		100.00
37	A. R. Munro.....		300.00
38	Ian Ritchie.....		200.00
39	Raymond Esler.....		438.61

	COLUMN A	COLUMN B
<i>Doonaree Drive—Continued</i>		
40	Charles Colquhoun.....	\$ 500.00
41	John Needham.....	2,000.00
42	I. G. Fultz.....	175.00
43	John Peterson.....	225.00
44	W. R. McClintock.....	375.00
45	J. E. Till.....	50.00
46	D. B. Dyson.....	600.00
47	H. M. Nelson.....	500.00
48	S. Craig.....	1,500.00
49	L. Lowcock.....	1,000.00
51	F. D. Walsh.....	1,100.00
52	E. J. Murray.....	2,400.00
53	H. C. Mann.....	75.00
54	Catherine Linke.....	1,300.00
55	G. S. Craig.....	500.00
56	D. Dunlop.....	300.00
57	T. Gieroszczak.....	700.00
60	W. G. Morgan.....	550.00
62	J. A. McDonald.....	1,600.00
64	M. Brookes.....	100.00

An Act respecting
the Township of North York

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. BATES

BILL Pr43

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Chatham

MR. McKEOUGH

(PRIVATE BILL)

BILL Pr43 1965**An Act respecting the City of Chatham.**

WHEREAS The Corporation of the City of Chatham, Preamble
 herein called the Corporation, by its petition has represented that, under the terms of the various conveyances and the registration of the various Plans hereinafter referred to, the use of lands was restricted; and whereas the petitioner has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The lands described as follows:

Lands
vested in
Corporation

Lot named "Park", registered Plan 487, formerly in the Township of Chatham, now in the City of Chatham;

Lot No. 7, Plan 543, formerly in the Township of Chatham, now in the City of Chatham;

Lot No. 6, Plan 510, formerly in the Township of Dover, now in the City of Chatham;

Block A, Plan 526, formerly in the Township of Dover, now in the City of Chatham;

Lot No. 35 and the northeast half of Lot 36, Plan 481, in the City of Chatham,

are vested in fee simple in the Corporation.

2. The trusts imposed by the various deeds or conveyances or by the registration of such Plans, whereby such lands were to be held by the Corporation for park purposes, or were restricted in any other manner, are hereby annulled. Trusts annulled

Power to
sell, etc.
R.S.O. 1960,
c. 296

3. Subject to compliance with the provisions of *The Planning Act*, the Corporation has power to sell, lease, convey and contract in regard to such lands and every part thereof.

Execution
of
documents

4. Every disposition of or contract in regard to such lands, or any part thereof, shall be under the seal of the Corporation and signed by the Mayor and Clerk thereof for the time being.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The City of Chatham Act, 1965*.

(1894-1895)

1894-1895

1894-1895

1894-1895

1894-1895

1894-1895

An Act respecting the City of Chatham

1st Reading

2nd Reading

3rd Reading

MR. MCKEOUGH

(Private Bill)

BILL Pr43

**3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965**

An Act respecting the City of Chatham

MR. McKEOUGH

*(Reprinted as amended by the Committee on Private Bills
upon the recommendation of the Commissioners of Estate Bills)*

TORONTO

PRINTED AND PUBLISHED BY FRANK FOGG, QUEEN'S PRINTER

BILL Pr43

1965

An Act respecting the City of Chatham

WHEREAS The Corporation of the City of Chatham, ^{Preamble} herein called the Corporation, by its petition has represented that, under the terms of the various conveyances and the registration of the various Plans hereinafter referred to, the use of lands was restricted; and whereas the petitioner has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The lands described as follows:

Lands
vested in
Corporation

Lot named "Park", registered Plan 487, formerly in the Township of Chatham, now in the City of Chatham;

Lot No. 7, Plan 543, formerly in the Township of Chatham, now in the City of Chatham;

Lot No. 6, Plan 510, formerly in the Township of Dover, now in the City of Chatham;

Block A, Plan 526, formerly in the Township of Dover, now in the City of Chatham;

Lot No. 35 and the northeast half of Lot 36, Plan 481, in the City of Chatham,

are vested in fee simple in the Corporation.

2. The trusts imposed by the various deeds or conveyances ^{Trusts} or by the registration of such Plans, whereby such lands were ^{annulled} to be held by the Corporation for park purposes, or were restricted in any other manner, are hereby annulled.

Power to
sell, etc.

R.S.O. 1960,
c. 296

3. Subject to compliance with the provisions of *The Planning Act*, the Corporation has power to sell, lease, convey and contract in regard to such lands and every part thereof.

Execution
of
documents

4. Every disposition of or contract in regard to such lands, or any part thereof, shall be under the seal of the Corporation and signed by the Mayor and Clerk thereof for the time being.

Use of
proceeds
of sale
of lands

5. Notwithstanding section 2, the proceeds of the sale of any of the lands described in section 1 shall, subject to an agreement dated the 20th day of January, 1965, between the Corporation and Earl R. Baker relating to the lands shown as "Park" on registered Plan 487 referred to in section 1, be held in trust for the purpose of acquiring park lands in the City of Chatham.

Commence-
ment

6. This Act comes into force on the day it receives Royal Assent.

Short title

7. This Act may be cited as *The City of Chatham Act, 1965*.

An Act respecting the City of Chatham

1st Reading

February 4th, 1965

2nd Reading

3rd Reading

MR. McKEOUGH

*(Reprinted as amended by the Committee on
Private Bills upon the recommendation of the
Commissioners of Estate Bills)*

BILL Pr43

3RD SESSION, 27TH LEGISLATURE, ONTARIO
13-14 ELIZABETH II, 1965

An Act respecting the City of Chatham

MR. McKEOUGH

BILL Pr43

1965

An Act respecting the City of Chatham

WHEREAS The Corporation of the City of Chatham, ^{Preamble} herein called the Corporation, by its petition has represented that, under the terms of the various conveyances and the registration of the various Plans hereinafter referred to, the use of lands was restricted; and whereas the petitioner has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The lands described as follows:

Lands
vested in
Corporation

Lot named "Park", registered Plan 487, formerly in the Township of Chatham, now in the City of Chatham;

Lot No. 7, Plan 543, formerly in the Township of Chatham, now in the City of Chatham;

Lot No. 6, Plan 510, formerly in the Township of Dover, now in the City of Chatham;

Block A, Plan 526, formerly in the Township of Dover, now in the City of Chatham;

Lot No. 35 and the northeast half of Lot 36, Plan 481, in the City of Chatham,

are vested in fee simple in the Corporation.

2. The trusts imposed by the various deeds or conveyances ^{Trusts} or by the registration of such Plans, whereby such lands were ^{annulled} to be held by the Corporation for park purposes, or were restricted in any other manner, are hereby annulled.

Power to
sell, etc.
R.S.O. 1960,
c. 296

3. Subject to compliance with the provisions of *The Planning Act*, the Corporation has power to sell, lease, convey and contract in regard to such lands and every part thereof.

Execution
of
documents

4. Every disposition of or contract in regard to such lands, or any part thereof, shall be under the seal of the Corporation and signed by the Mayor and Clerk thereof for the time being.

Use of
proceeds
of sale
of lands

5. Notwithstanding section 2, the proceeds of the sale of any of the lands described in section 1 shall, subject to an agreement dated the 20th day of January, 1965, between the Corporation and Earl R. Baker relating to the lands shown as "Park" on registered Plan 487 referred to in section 1, be held in trust for the purpose of acquiring park lands in the City of Chatham.

Commence-
ment

6. This Act comes into force on the day it receives Royal Assent.

Short title

7. This Act may be cited as *The City of Chatham Act, 1965*.

An Act respecting the City of Chatham

1st Reading

February 4th, 1965

2nd Reading

March 23rd, 1965

3rd Reading

April 2nd, 1965

MR. McKEOUGH
